

## SIXTEENTH DAY.

(Saturday, June 4, 1927.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Bobbitt.

The roll was called and the following members were present:

Acker.	Keeton.
Albritton.	Kemble.
Alexander.	Kennedy.
Anderson.	King of Hopkins.
Avis.	King of
Barnett.	Throckmorton.
Barron.	Kirkland.
Bass.	Land.
Bateman.	Lipscomb.
Beck.	Long.
Bird.	Loy.
Boggs.	Masterson.
Bonham.	McCombs.
Boon.	McGill.
Branch.	McKean.
Brice.	Minor.
Brown.	Morse.
Conway.	Murphy.
Cornwell.	Nabors.
Cox.	Nicholson.
Cummings.	Olsen.
Daniel.	Parish of Runnels.
Davis.	Pavlica.
DeBerry.	Pearce.
Duvall.	Petsch.
Enderby.	Poage.
Eickenroht.	Pool.
Farrar.	Pope.
Faulk.	Porter.
Finlay.	Powell.
Fly.	Purl.
Forbes.	Rawlins.
Foster.	Reagan.
Fuchs.	Renfro
Gibson.	of Angelina.
Gilbert.	Renfro of Mills.
Graves.	Rogers of Hays.
Gray.	Rogers of Shelby.
Hagaman.	Runge.
Hall.	Sanders.
Harding.	Satterwhite.
Harman.	Shaver.
Hefley.	Shearer.
High.	Sheats.
Hogg.	Shirley.
Holder.	Simmons.
Holland.	Sinks.
Hornaday.	Smith of Nueces.
Jacks.	Smith of Smith.
Johnson	Smyth.
of Anderson.	Snelgrove.
Johnson	Stell.
of Dimmit.	Stevenson.
Jones.	Storey.
Justice.	Stout.
Kayton.	Swain.

Taylor.	Ware.
Teer.	Wassell.
Tillotson.	Webb.
Turner.	Whitaker.
Van Zandt.	Williams
Veatch.	of Sabine.
Waddell.	Williams
Walker.	of Travis.
Wallace	Williamson.
of Freestone.	Woodall.
Wallace of Panola.	Young.

Absent.

Kincaid.	Rowell.
Kirby.	Smith of El Paso.
Lewis.	Wallace of Smith.
Loftin.	Woodruff.
Parrish of Travis.	

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

## LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Moursund and Mr. Dielmann for today, on motion of Mr. Kayton.

Mr. Wells for today, on motion of Mr. Shearer.

Mr. Smith of Atascosa and Mr. Kenyon for all of this week, on motion of Mr. Shearer.

Mr. Sutton and Mr. Denman for today, on motion of Mr. Jones.

Mr. Montgomery for today, on motion of Mr. Hornaday.

The following members were granted leaves of absence on account of illness:

Mr. Kinnear for today, on motion of Mr. Reagan.

Mr. Gates for today, on motion of Mr. Rogers of Hays.

Mr. Black for today, on motion of Mr. Pearce.

Mr. Merritt for today, on motion of Mr. Hall.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of  
the House of Representatives.

Sir: I am directed by the Senate  
to inform the House that the Senate  
has passed

H. B. No. 103, A bill to be entitled  
"An Act amending Article 1595 of the  
Revised Civil Statutes of 1925, relating  
to elections for the removal of county  
seats; reducing the number of votes re-  
quired to remove county seats in cer-  
tain instances, and declaring an emer-  
gency."

H. B. No. 114, A bill to be entitled  
"An Act amending Section 8 of Chapter  
177 of the General Laws of the Regular  
Session of the Thirty-ninth Legislature,  
as amended by Senate bill No. 56, same  
being Chapter 35 of the General Laws  
of the Regular Session of the Fortieth  
Legislature, which said Section 8, as  
amended by said Senate bill No. 56,  
being Chapter 35 of the General Laws  
of the Regular Session of the Fortieth  
Legislature, making it unlawful for any  
person to kill, take or have in his pos-  
session for barter or sale within a  
period of ten years of the passage of  
said act, any wild beaver, wild otter,  
or wild fox or the pelts thereof, etc.,  
and declaring an emergency," with  
amendment.

H. B. No. 123, A bill to be entitled  
"An Act to amend Article 1645 of the  
Revised Civil Statutes of Texas, by pro-  
viding for a minimum salary to be paid  
county auditors in counties with a pop-  
ulation not less than 35,000 nor more  
than 37,500 inhabitants."

H. B. No. 131, A bill to be entitled  
"An Act creating and establishing the  
Harris County Houston Ship Channel  
Navigation District of Harris county,  
Texas, under Article 3, Section 52, of  
the Constitution of the State of Texas,  
for the purpose of development of deep  
water navigation, the improvement of  
rivers, bays, creeks, streams or canals  
within or adjacent to such district, with  
the power and authority to acquire,  
purchase, take over, construct, maintain,  
operate, develop and regulate wharves,  
docks, warehouses, grain elevators, bunk-  
ering facilities, belt railroads, floating  
plants, lighterage, lands, towing facili-  
ties and all other facilities or aids inci-  
dent to or necessary to the operation or  
development of ports or waterways with-

in the district and extending to the Gulf  
of Mexico, provided in Chapter 9, Re-  
vised Statutes, 1925; describing said  
district by metes and bounds; ratify-  
ing and validating all orders, notices,  
elections and proceedings of the com-  
missioners court, navigation board and  
navigation commissioners and other offi-  
cers of Harris county and of the Harris  
County Houston Ship Channel Naviga-  
tion District of Harris county, Texas;  
ratifying and validating the original  
petition for the establishment of said  
district and all subsequent orders,  
notices, hearings, etc., had thereon; and  
ratifying and validating all notices of  
election, the election returns thereof and  
all orders with respect to the issuance  
of bonds, the levying of taxes to create  
sinking funds to retire all of the bonds  
of said district and to pay the interest  
thereon; ratifying and confirming the  
petition, election and results thereof  
upon the adoption of the special powers  
for port facilities conferred by subdivi-  
sion 2, Chapter 9, Revised Statutes,  
1925, and all orders made pursuant  
thereto by the navigation board and the  
commissioners court; ratifying, confirm-  
ing and validating the petition, order  
of election, notices, election returns,  
canvass by the court of the votes cast  
at said election, order authorizing the  
issuance of bonds, and the bonds in the  
sum of one million five hundred thou-  
sand (\$1,500,000) dollars, voted at an  
election held in said district on Decem-  
ber 4, 1926, authorizing the commis-  
sioners court and county officers to levy,  
assess and collect taxes sufficient to pay  
interest on such bonds and the prin-  
cipal thereof as they mature; authoriz-  
ing the navigation commissioners to sell  
said bonds, the Attorney General to  
register the same; constituting all or-  
ders of the commissioners court and  
orders of the navigation and canal com-  
mission, or certified copies thereof, evi-  
dence in the courts, and declaring an  
emergency."

H. B. No. 107, A bill to be entitled  
"An Act fixing the compensation for  
county tax assessors in counties con-  
taining a city with a population of over  
125,000 according to the last United  
States census, where the county assessor  
of taxes compiles and makes a transfer  
book or card index compiled from the  
real estate transfers recorded in the  
county clerk's office showing the names  
transferred to, last owner assessed to,  
volume and page, description of prop-  
erty, assessed valuation and the consid-

eration in the transfer; keeps a building permit record or card index of all building permits issued showing name of owner, date of permit, description of property on which building is located, description of the improvements, the permit valuation and the final valuation of the building inspector; keeps a record of the builders' liens recorded in the county clerk's office; and also keeps a card index file of all automobiles, busses and trucks, licensed and owned on January 1st of each year, showing owner of auto, owner's address, State highway license number, make and year model of auto, all of said information for the facilitating of the work in said assessor's office and for the more correctly assessing such classes of property and for the purpose of keeping a close check on same, the commissioners court shall allow said assessor who compiles and uses such records extra compensation, not exceeding three thousand dollars annually, beginning with the fiscal year 1927, to be paid in twelve monthly payments, same to be retained by said assessor as ex-officio salary, exclusive of the maximum salary allowed by law, and declaring an emergency."

H. B. No. 124, A bill to be entitled "An Act creating Cameron County Water Control and Improvement District No. 6 of Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 6; providing that the management and control of the said Cameron County Water Control and Improvement District No. 6 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 6 shall be a conservation and reclamation district, and shall be governed by the provisions of Section 59, Article 16 of the Constitution, and by the provisions of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature, at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 6 to Cameron County Water Control and Improvement District No. 6, and converting said water improvement district into a water control and improvement district without impairment of obligations; providing the title to all property and

rights in property now owned by Cameron County Water Improvement District No. 6 are vested in Cameron County Water Control and Improvement District No. 6, and that same shall be held and used under the provisions of Section 59, Article 16 of the State Constitution, and of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, as same now exist or may be hereafter amended; providing that the said water control and improvement district shall assume and discharge all legal obligations, contracts and indebtedness legally created by Cameron County Water Improvement District No. 6; validating the bonds heretofore issued and sold by said Cameron County Water Improvement District No. 6; providing that it shall not be necessary for an election to confirm the organization of the district created by this act; providing that proof of publication of constitutional notice required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

H. B. No. 125, A bill to be entitled "An Act creating Cameron County Water Control and Improvement District No. 7 of Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 7; providing that the management and control of the said Cameron County Water Control and Improvement District No. 7 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 7 shall be a conservation and reclamation district, and shall be governed by the provisions of Section 59, Article 16, of the Constitution, and by the provisions of Chapter 25, of the General Laws passed by the Thirty-ninth Legislature, at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 7 to Cameron County Water Control and Improvement District No. 7, and converting said water improvement district into a water control and improvement district without impairment of obligations; providing the title to all property and rights in property now owned by Cameron County Water



Improvement District No. 7 are vested in Cameron County Water Control and Improvement District No. 7, and that same shall be held and used under the provisions of Section 59, Article 16, of the State Constitution, and of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, as same now exist or may be hereafter amended; providing that the said water control and improvement district shall assume and discharge all legal obligations, contracts and indebtedness legally created by Cameron County Water Improvement District No. 7; providing that it shall not be necessary for an election to confirm the organization of the district created by this act; providing that proof of publication of constitutional notice required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

H. B. No. 126, A bill to be entitled "An Act creating Cameron County Water Control and Improvement District No. 5 of Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 5; providing that the management and control of the said Cameron County Water Control and Improvement District No. 5 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 5 shall be a conservation and reclamation district, and shall be governed by the provisions of Section 59, Article 16, of the Constitution, and by the provisions of Chapter 25, of the General Laws passed by the Thirty-ninth Legislature, at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 5 to Cameron County Water Control and Improvement District No. 5, and converting said water improvement district into a water control and improvement district without impairment of obligations; providing the title to all property and rights in property now owned by Cameron County Water Improvement District No. 5 are vested in Cameron County Water Control and Improvement District No. 5, and that same shall be held and used under the provisions of Section

59, Article 16, of the State Constitution, and of Chapter 25, of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, as same now exist or may be hereafter amended; providing that the said water control and improvement district shall assume and discharge all legal obligations, contracts and indebtedness legally created by Cameron County Water Improvement District No. 5; validating the bonds heretofore issued and sold by said Cameron County Water Improvement District No. 5; providing that it shall not be necessary for an election to confirm the organization of the district created by this act; providing that proof of publication of constitutional notice required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

H. B. No. 101, A bill to be entitled "An Act to amend Chapter 193 of the General Laws of the Regular Session of the Fortieth Legislature, to permit the using of seines for bait in the public fresh waters of Marion, Harrison, Smith and Rusk counties, State of Texas, and declaring an emergency."

H. B. No. 133, A bill to be entitled "An Act to repeal Chapter 612 of the Special Laws of the State of Texas, passed by the Thirty-ninth Legislature, at its First Called Session, which created the Honey Grove Independent School District, in Fannin county, defined its boundaries, etc., and declaring an emergency."

H. B. No. 115, A bill to be entitled "An Act relating to the duties of the county board of education of the counties with an area of more than eleven hundred square miles and a population of less than forty thousand and not more than 100,000 according to the 1920 Federal census; authorizing the appointment of a county superintendent of public instruction, and his assistants; providing supervision; authorizing the nomination of teachers by the county superintendent subject to the confirmation by local trustees; authorizing the purchase of supplies by the district trustees subject to the confirmation of the county superintendent; providing for an equalization fund; repealing all laws or parts of laws, general or special, in conflict herewith, and declaring an emergency."



S. B. No. 63, A bill to be entitled "An Act respecting the formation of a fresh water supply district," etc.

Has adopted

House simple resolution relative to restoring appropriation for pink boll worm eradication.

Respectfully,

MORRIS C. HANKINS,  
Assistant Secretary of the Senate.

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 64, A bill to be entitled "An Act to create and establish for each of the incorporated cities of this State having a population of twenty-five thousand or more inhabitants, a court with jurisdiction co-extensive with the territorial limits of such city concurrent with the county courts, county courts at law and the justice courts of this State over all misdemeanors committed within the territorial limits of such city, and over violations of all ordinances of such city, and to prescribe the organization and procedure of such courts, county courts at law and the justice courts thereto; to provide for a judge and a clerk of said court and for the appointment of such judge and prescribe their qualifications and the term of office of such judge and the mode of qualifying for such office; and prescribing the procedure in such courts and the method of selecting, summoning and qualifying juries and jurors therein, and for the forfeiture of bail bonds in said court; providing for an appeal from conviction in said court direct to the Court of Criminal Appeals of Texas; providing for a name and seal for said court and constituting same a court of record and providing the manner of keeping the records and minutes of said court and providing that counties of this State having a city of five thousand or more inhabitants may amend their charters so as to adopt such court as a part thereof as provided by Chapter 13 of Title 28 of the Revised Civil Statutes of Texas, or by an ordinance of such city; repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 108, A bill to be entitled "An Act amending Chapter 217 of the

General Laws of the Regular Session of the Fortieth Legislature, etc., so as to fix the compensation of grand jury bailiffs, etc., and declaring an emergency."

S. B. No. 110, A bill to be entitled "An Act creating and establishing Brazos River Harbor Navigation District of Brazoria county under Section 59, Article 16, of the Constitution of Texas, for the purpose of making improvements for the navigation of inland and coastal waters and for the preservation and conservation of inland and coastal waters for navigation and for control and distribution of storm and flood waters of rivers and streams in aid of navigation; describing said district by metes and bounds, ratifying and validating all orders and other proceedings of the commissioners court and other officers of Brazoria county and of the navigation and canal commissioners of said district; ratifying and validating the petition, order for hearing, notice of hearing, hearing on petition, order for election, order defining voting precincts, notice of election, returns of election, order declaring result of election, order of commissioners court appointing navigation and canal commissioners, official acts of navigation and canal commissioners, order authorizing the issuance of \$1,000,000 bonds, and assessment of taxes in payment thereof; authorizing the commissioners court and officers to levy, assess and collect general ad valorem taxes sufficient to pay interest on such bonds and the principal thereof as they mature; authorizing the commissioners court and navigation and canal commissioners and officers to complete the issuance and sale of \$989,000 of the \$1,000,000 bonds heretofore voted by said district; constituting all orders of the commissioners court and acts of navigation and canal commissioners and certified copies thereof and certificates of the officers of Brazoria county and navigation and canal commissioners in respect thereto evidence in all courts, and declaring on emergency."

S. B. No. 118, A bill to be entitled "An Act repealing Articles 2538, Revised Civil Statutes of 1925, providing for the investment of State funds in government bonds; repealing Articles 2539, 2540, 2541, 2542 and 2543, creating and providing for the functioning of a rate making board, etc., and declaring an emergency."

S. B. No. 116, A bill to be entitled "An Act granting aid to the Independ-

ent School District of the city of Nevada in Collin county, Texas, made necessary by the reason of the recent cyclone in said city and community on the 9th day of May, 1927, which caused great destruction to the property of said school district, and loss of life, etc., and declaring an emergency."

S. B. No. 121, A bill to be entitled "An Act making provision for a district attorney in the Ninetieth Judicial District of Texas as an assistant district attorney in said district; providing that such district attorney shall receive such salary as now or hereafter provided by law for district attorney in districts containing two or more counties; enacting the necessary provisions in reference to an assistant district attorney for said district and his compensation; making provision for all other things necessary and incidental to the main purpose of this act, and declaring an emergency."

S. B. No. 97, A bill to be entitled "An Act to amend Chapter 76 of the General Laws of the Regular Session of the Fortieth Legislature entitled 'An Act to amend Article 1738, Chapter 3, Title 37, Revised Civil Statutes of 1925,' and declaring an emergency."

S. B. No. 96, A bill to be entitled "An Act to amend Chapter 79 of the General Laws of the Regular Session of the Fortieth Legislature entitled 'An Act to amend Article 1816, Chapter 1, Title 39, Revised Civil Statutes of 1925,' and declaring an emergency."

S. B. No. 103, A bill to be entitled "An Act to promote the public welfare and protect the public health by enacting provisions of law designed to prevent the dumping or placing of trash, refuse, debris, garbage or the carcass or part of carcass of any dead animal within three hundred feet of any public road or highway in this State; prescribing penalties for violation of this act, and enacting all things necessary and incidental to accomplish the purpose of this act, and declaring an emergency."

S. B. No. 90, A bill to be entitled "An Act to require the Highway Commission to formulate and execute a program for a better connected and correlated system of highways in this State intended to serve the greatest demands of travel, the heaviest traffic and the best interest of the State, and for the construction of more durable types of roads; providing for a continuity of policy on the part of the Highway Commission, and insuring a connected sys-

tem of highways by requiring that the Highway Commission shall establish a system of primary highways from among the existing designated highways of the State, by requiring that the same shall be selected with the view of serving the needs and convenience of the greatest number of people having use for the highways, by requiring that a highway once placed in the system of primary highways shall not be taken out of that system without the consent of the Legislature or the consent of the commissioners court of the county in which such highway is situated, and that if taken out compensation shall be made to the county for the amount of funds which it contributed to the construction thereof after its selection as a part of said system, and describing how said compensation shall be made, by further requiring that the mileage of additional highways added to such system of primary highways shall not exceed a total of three hundred miles in any one fiscal year, and by further requiring that it shall be the policy of the Highway Commission to give prior aid to the development of said primary highways selected from among the principal and most frequently used highways of the State and of filling of gaps in unimproved sections therein, to the end that safe and passable roads may be afforded the general traveling public across the State of Texas, and to and between the several sections thereof; authorizing the use of such portion of the State highway fund available for the construction and betterment of such primary highways, and placing a limit on the amount that may be so used; requiring counties through which such highways may pass to contribute their equitable share of the cost of construction or improvement, and authorizing the Highway Commission to withhold from any county which refuses or fails to contribute its just share of the cost of construction or improvement further allotments of aid, or to charge such county on any subsequent allotment of aid with its share which it should have contributed and was required to contribute; requiring that the Highway Commission shall give preference in allotments of aid wherever possible and consonant with the general plan and policy of highways in counties of this State to counties contributing to the cost of construction and improvement of the highways within such counties;

providing that whenever the county contributes of its funds to the cost of such construction or improvement, the county judge or other official representative of the commissioners court of such county in which the contract for the construction or improvement is to be let, shall have a vote with the Highway Commission in determining the type of construction and cost thereof, and in awarding and letting contracts for such construction, and declaring an emergency."

S. B. No. 124, A bill to be entitled "An Act authorizing Governor to proceed to collect and do whatever he can toward collecting from the United States government reimbursements for expenditures said State has heretofore made to compensate owners of cotton and cotton land for destruction of cotton," etc.

Respectfully,

MORRIS C. HANKINS,  
Assistant Secretary of the Senate.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Williamson, Senate bills Nos. 79, 80, 81 and 82 were ordered not printed.

On motion of Mr. Shearer, Senate bill No. 46 was ordered not printed.

On motion of Mr. Masterson, Senate bill No. 110 was ordered not printed.

On motion of Mr. Brown, House bill No. 128 was ordered not printed.

On motion of Mr. Young, Senate bill No. 116 was ordered not printed.

On motion of Mr. Petsch, House bill No. 147 was ordered not printed.

#### BILLS AND RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolution:

S. B. No. 34, "An Act amending Article 5160 of the Revised Civil Statutes of 1925; providing more adequate and better regulations and provisions in connection with bonds where a person or persons, firm or corporation enter into a formal contract with this State or its counties or school districts or for any subdivisions thereof or any municipality therein for the construction of any public building or the prosecution and completing of any public work, etc., and declaring an emergency."

H. C. R. No. 5, Relating to certain proposed constitutional amendments.

S. B. No. 35, "An Act providing for the separation of all public free school affairs in cities or towns from the municipal government therein; providing that all the power and authority over such schools shall be exercised by such cities or towns through their boards of education; providing for the election of trustees of the independent districts authorized therein; vesting the title to school property of such cities and towns in the independent districts; authorizing the independent districts to assume outstanding bonds of cities and towns issued for school purposes; repealing all laws and parts of laws in conflict with the provisions of this act, and declaring an emergency."

H. B. No. 103, "An Act amending Articles 1595 and 1600 of the Revised Civil Statutes of 1925 so as to permit in counties having a population of not less than 1300 nor more than 1400 according to the last United States census, the removal, by a majority vote, of the county seat from any point in the county located more than five miles from the geographical center of the county to another point more than five miles from said geographical center of the county; enacting the necessary provisions in amending said articles necessary and incidental to said subject and purpose, and declaring an emergency."

#### REQUESTING MR. LONG TO ADDRESS THE HOUSE.

Mr. Woodall offered the following resolution:

Whereas, The House Journals, for the past several days reveal that one, John A. Long, Representative from Houston county, has been excused on account of important business; and

Whereas, It has been further found that the said John A. Long left Austin with Huntsville as his destination, armed and possessed of one marriage license; and

Whereas, The said Long has returned to the Hall of the House of Representatives without making sufficient explanation to his fellow members as to the significance of his recent actions; now, therefore, be it

Resolved, That the said gentleman from Houston, John A. Long, be and is hereby called upon to address this



House and to give an explanation of his recent conduct; be it further

Resolved, That if it develops that the said Long has embarked upon the peerless voyage of matrimony that he be given congratulations of the House.

Signed—Woodall, Gibson, Smith of Smith.

The resolution was read second time and was adopted.

#### RELATING TO CERTAIN PAINTING IN THE HALL.

The Speaker laid before the House, for consideration at this time, the resolution heretofore offered by Mr. Jacks, relating to certain painting in the Hall.

The resolution having heretofore been read second time and referred to the Committee on Claims and Accounts.

Mr. Jacks offered the following substitute for the resolution:

Amend by substituting the following in lieu of original resolution:

Be it resolved by the House of Representatives of the Fortieth Legislature of the State of Texas:

Whereas, It has been brought to the attention of the House of Representatives that the painting now hanging in the Hall of the House of Representatives by McARDLE, known as "The Settlement of Austin's Colony," and also referred to as "The Log Cabin Painting," was purchased from the artist and owner thereof, H. A. McARDLE, many years ago by James T. DeShields, and that the said James T. DeShields has permitted the painting to remain in the Hall of the House of Representatives for the purpose of a sale to the State; and

Whereas, Said painting has now hung in the Hall of the House of Representatives for many years, and although the question has often been open for the buying of the painting by the State, the State has never agreed to buy it; and

Whereas, The said James T. DeShields has in his possession documentary evidence of his valid ownership of said painting, and the painting is his personal property; now, therefore, be it

Resolved, That it is the sense of the House of Representatives that the said James T. DeShields be allowed, and he is hereby authorized, to withdraw the said painting from the Hall of the

House of Representatives and from the Capitol in order that all question of title between the said James T. DeShields and any other person claiming title in and to the same may be settled and the right of ownership adjudicated.

Facts stated in this substitute are correct.

RUSKIN McARDLE.

The substitute resolution was adopted.

The resolution as substituted was then adopted.

#### SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 116, to the Committee on Revenue and Taxation.

Senate bill No. 110, to the Committee on Municipal and Private Corporations.

#### MOTION TO PRINT SENATE BILL NO. 10.

The Speaker laid before the House, as unfinished business, the motion made on yesterday by Mr. Teer that Senate bill No. 10, reported adversely with a minority favorable report, be printed.

Question recurring on the motion to print, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—50.

Mr. Speaker.	Land.
Acker.	Lipscomb.
Albritton.	Masterson.
Alexander.	McCombs.
Anderson.	McKean.
Beck.	Morse.
Branch.	Murphy.
Brice.	Petsch.
Brown.	Pool.
DeBerry.	Powell.
Duvall.	Rawlins.
Farrar.	Shaver.
Fly.	Shearer.
Forbes.	Sinks.
Foster.	Stevenson.
Graves.	Stout.
Hagaman.	Taylor.
Hall.	Teer.
Harding.	Van Zandt.
High.	Veatch.
Kemble.	Wallace
King of Hopkins.	of Freestone.
King of	Wallace of Panola.
Throckmorton.	

Williams  
of Travis.Williamson.  
Young.

Nays—67.

Barnett.	Minor.
Barron.	Nabors.
Bass.	Olsen.
Bird.	Parish of Runnels.
Boggs.	Pavlica.
Boon.	Pearce.
Conway.	Poage.
Cornwell.	Pope.
Cummings.	Porter.
Daniel.	Purl.
Davis.	Reagan.
Enderby.	Renfro
Eickenroht.	of Angelina.
Faulk.	Renfro of Mills.
Finlay.	Rogers of Hays.
Fuchs.	Rogers of Shelby.
Gibson.	Runge.
Gilbert.	Sanders.
Harman.	Satterwhite.
Hefley.	Sheats.
Holder.	Shirley.
Holland.	Simmons.
Hornaday.	Smith of Nueces.
Jacks.	Smith of Smith.
Johnson	Smyth.
of Anderson.	Snelgrove.
Johnson	Stell.
of Dimmit.	Storey.
Jones.	Swain.
Justice.	Tillotson.
Kayton.	Turner.
Keeton.	Waddell.
Kennedy.	Walker.
Kirkland.	Ware.
Long.	Webb.
Loy.	Whitaker.
McGill.	Woodall.

Absent.

Avis.	Nicholson.
Bateman.	Parrish of Travis.
Bonham.	Rowell.
Cox.	Smith of El Paso.
Gray.	Wallace of Smith.
Hogg.	Wassell.
Kincaid.	Williams
Kirby.	of Sabine.
Lewis.	Woodruff.
Loftin.	

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

Mr. Holder moved to reconsider the vote by which the motion to print was lost and to table the motion to reconsider.

The motion to table prevailed.

RELATING TO MONEY EXPENDED  
BY STATE DEPARTMENTS.

Mr. Stout offered the following resolution:

H. C. R. No. 6, Relating to money expended by State departments.

Whereas, Many State departments and officials of government have been expending much more money each year than the Legislature has allowed to them for their upkeep and maintenance; and

Whereas, Many goods and supplies are often furnished to the State or its representatives by merchants and manufacturers who are unaware of the fact that there is no appropriation to pay their bills; and

Whereas, By virtue of such course of conduct the State often has to appropriate large sums of money in excess of what it intended to appropriate in order to cover the debts created by these departments and State officials who spend more money than the law allows them; and

Whereas, Such procedure and conduct not only results in detriment to the State but also works a hardship upon the creditors who have money due to them, in that they have to wait until the Legislature meets before they can secure payment for goods and services; and

Whereas, Such conduct is a dangerous precedent and a bad policy for the officials of the State to adopt; therefore be it

Resolved by the House of Representatives, the Senate concurring, That the Legislature of Texas disapproves and condemns such conduct and course of dealing on the part of those who have been engaging in such a practice; be it further

Resolved, That they use more care and caution in the future and refrain from creating debts when the money the Legislature has appropriated to them has been exhausted.

Signed—Stout, Jones, Holland, Far-  
rar, Boon, Enderby, Bass, Runge.

The resolution was read second time.

Mr. Purl offered the following amendment to the resolution:

"Be it further resolved, That we call upon the Attorney General to ascertain if the laws of Texas are being violated in the indiscriminate buying of supplies, etc."

The amendment was adopted.

The resolution as amended was then adopted.

REQUESTING COURTS TO FURNISH  
GOVERNOR OF TEXAS WITH  
CERTAIN INFORMATION.

Mr. Petsch offered the following resolution:

Whereas, At the Regular Session of the Fortieth Legislature a law was passed materially increasing the salaries of the judiciary of the State of Texas; and

Whereas, At the time of the passage of said law the statement was made by various members upon the floor of the House to the effect that if the judges were paid higher salaries, more efficient personnel would result in said offices, thereby expediting the business of the courts; and

Whereas, It is generally conceded that we have more courts in the State of Texas than will be necessary if the judges attend to business as contemplated during the passage of said law; and

Whereas, On the first Monday in August of this year the people will vote on a constitutional amendment, which, if carried, will empower the Legislature to generally reform and reorganize the judicial system of Texas; and

Whereas, The Legislature, in the event of the adoption of said amendment by the people, will be very much handicapped in properly reforming and reorganizing the judicial system of Texas, unless the members of the Legislature will have before them at the time of the consideration of said reorganization such statistics and facts pertaining to the Texas courts hereinafter requested; therefore, be it

Resolved, That the clerk of each district court, each Court of Civil Appeals, Court of Criminal Appeals and Supreme Court be requested by the Governor of Texas to furnish for the use of said office and for the use of the Legislature of Texas the following information:

(a) The date of the organization of said court, provided said court has been in existence less than ten years before the date of this resolution.

(b) The number of cases disposed of by said court during the past ten years or if the court has been organized less than ten years then during the period of its organization.

(c) The number of cases remaining upon the docket of said court undisposed of on the first day of August, 1927; and be it further

Resolved, That the Governor of Texas be requested to have said information

compiled and make same available for the use of each member of the Legislature at its next session or the Regular Session of the Forty-first Legislature.

The resolution was read second time and was adopted.

RELATING TO OLD MEXICAN LAND  
GRANTS.

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 5, Relating to old Mexican land grants.

Whereas, On the — day of February, 1834, the Republic of Mexico granted to Joaquin Moreno, a citizen of said Republic, eleven leagues of land situated on the east bank of the Brazos river, in what is now McLennan and Hill counties, and issued its patent or title papers vesting the title to said lands in said Joaquin Moreno; and

Whereas, Said title to said eleven-league grant was by mesne conveyances conveyed from said Moreno to Jose Pablo del Rio, and Gregorie Jose del Rio, two brothers, both citizens of Mexico, residing at Mexico City, both of whom are now dead and are now represented by their legal heirs who are also citizens of the Republic of Mexico; and

Whereas, On the 2nd day of March, 1835, the people living within the boundaries of what is now known as the State of Texas, declared their independence of and from the Republic of Mexico, thereafter about 1845, the Republic of Texas, which had existed from 1836 to 1845, became a part of the Republic of the United States of America, and is now a part of said Republic; and

Whereas, The State of Texas refusing to recognize the eleven leagues of land as private property, but declared same to be public land and at various times issued to citizens of Texas patents to approximately thirty thousand acres and about 1870, by an Act of the Legislature, set apart the remainder of said eleven leagues as University lands and at various times since said date issued to sundry persons patents to all of said University lands, and the State of Texas placed into possession the various persons holding such titles, the respective tracts of land covered by the patents so issued by the State of Texas, all of said tracts of land have continued for such time and in such manner as to give them the right to hold said lands by limitation as provided by the statutory laws of the State of Texas, and

Whereas, The heirs of said del Rio



brothers referred to above have requested of this Legislature permission to sue the State of Texas in the State courts, for the value of said eleven leagues of land by reason of the facts that the State of Texas had appropriated said lands to its own use and benefit; therefore, be it

Resolved by the Legislature of Texas, That such request be, and the same is hereby refused.

The resolution was read second time and was adopted.

#### EXTENDING THANKS TO MISS ELSIE NELSON AND SOUTHWESTERN TELEPHONE.

Mr. Purl offered the following resolution:

Whereas, The Southwestern Bell Telephone Company has maintained a sub-station in the State Capitol, being located in the reception room of the House of Representatives for some years past; and

Whereas, In the refurnishing of the reception room the Southwestern Bell Telephone Company has shown its willingness to co-operate with the House committee by giving new booths, desks, etc., thereby rendering most excellent and efficient service to the members of the House, in both local and long distance service without additional cost to the State; and

Whereas, The sub-station has been in charge of Miss Elsie Nelson for the past several years, who through her pleasing personality, courteous disposition, attentiveness to business and readiness to render service with a smile, has endeared herself to the members of the House of Representatives of the Fortieth Legislature as well as former Legislatures; therefore, be it

Resolved, That the House of Representatives of the Fortieth Legislature extend its thanks to the officials of the Southwestern Bell Telephone Company and Miss Nelson; and request of the Southwestern Bell Telephone Company that they retain Miss Nelson in the employment of the company in order that future members may have the pleasure of her co-operation and efficient service; and we hereby express our appreciation to the officials of the telephone company in Austin and to Miss Nelson.

Signed—Sheats, Masterson, Wallace of Freestone, King, Williamson, Tillotson, Purl, Cummings, Barron, Loftin, Johnson, Loy, Minor, Beck, Hall, Mer-

ritt, Sanders, Storey, Jacks, Hornaday, Brown, Fly, Acker, Poage, Rawlins, Hogg, Teer, Pool, Young, Jones, Holland, Shearer, Nicholson, Porter, McCombs, Powell, Williams of Travis, Kemble, Bonham, Morse, Pope, Ware, Hagaman, Petsch, Stout, Kayton, Lipscomb, Runge, Harding, Shaver, Whitaker, Satterwhite, Davis, Avis, Barron, Swain, Pavlica, Bobbitt, Renfro of Mills, Finlay, Van Zandt.

The resolution was read second time and was adopted unanimously.

#### RELATING TO EDUCATIONAL POLICY IN TEXAS.

The Speaker laid before the House, for consideration at this time, resolution offered by Mr. Tillotson, relating to educational policy of Texas, the resolution having heretofore been read second time, and referred to the Committee on Education.

Question recurring on the resolution, it was adopted.

#### SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 63, to the Committee on Conservation and Reclamation.

Senate bill No. 108, to the Judiciary Committee.

Senate bill No. 121, to the Committee on Judicial Districts.

Senate bill No. 96, to the Judiciary Committee.

Senate bill No. 97, to the Judiciary Committee.

Senate bill No. 118, to the Committee on Banks and Banking.

Senate bill No. 90, to the Committee on Highways and Motor Traffic.

Senate bill No. 103, to the Committee on Criminal Jurisprudence.

Senate bill No. 124, to the Committee on Appropriations.

Senate bill No. 64, to the Committee on Criminal Jurisprudence.

Senate bill No. 68, to the Committee on Municipal and Private Corporations.

#### SENATE BILL NO. 76 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to third reading.

S. B. No. 76, A bill to be entitled

"An Act making certain emergency appropriations out of the general revenue of the State for the several institutions and departments of the State government, as named herein, for the balance of the fiscal year ending August 31, 1927, and declaring an emergency."

The bill was read second time.

Mr. Teer offered House bill No. 82 as an amendment to the bill.

Mr. Teer offered the following amendments to the amendment:

Amend Senate bill No. 76, by inserting the following:

"To rent office space by the Board of Control for the Motor Bus Division of the Railroad Commission of Texas, \$800 each year."

Amend House bill No. 82, same being the emergency appropriation bill, by inserting for the John Tarleton Agricultural College, the following items:

1. Summer school.....\$4,000.00
2. Casing, pump and repairs to farm well..... 1,200.00

The amendments were severally adopted.

Mr. Murphy offered the following amendment to the amendment:

Amend Senate bill No. 76 by adding at the end of the section, appropriating funds to the Live Stock Sanitary Commission, the following:

"For inspectors, none to exceed \$125 per month, \$8000. This appropriation is made to pay inspectors employed by the Live Stock Sanitary Commission (to September first, 1927) in all counties and parts of counties lying east and south of the following line: 'Beginning at the mouth of the Brazos River, thence with said river to the northwest corner of Robertson county, thence in an easterly direction with the north lines of Robertson and Leon counties to the northeast corner of Leon county in the west line of Anderson county; thence in southerly direction, following west line of Anderson county to the southwest corner of Houston county; thence in an easterly direction with the dividing line between said counties of Anderson and Houston to the southeast corner of Anderson county; thence in a northerly direction following the east line of Anderson county, to the northwest corner of Cherokee county, same being, the southwest corner of Smith county; thence in an easterly direction, following the north line of Cherokee county in the northeast corner of same, being the southeast corner of said Smith county in

the west line of Rusk county; thence with the west line of Rusk county, in a northerly direction, to the northwest corner of same, said point being the southwest corner of Gregg county; thence in an easterly direction following the north line of Rusk county to where the same intersects the south line of Harrison county; thence with the south line of Harrison county and the north line of Panola county; thence with the south line with Harrison county to the southeast corner of said Harrison county on the Louisiana State line.' The Live Stock Sanitary Commission shall be required to furnish at State expense a sufficient number of inspectors to enable the live stock owners in this territory, above described, to ship or move their stock from this area, in accordance with rules and regulations of the Live Stock Sanitary Commission."

The amendment was adopted.

The amendment, as amended, was then adopted.

Senate bill No. 76 was then passed to third reading.

#### SENATE BILL NO. 76 ON THIRD READING.

Mr. Teer moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 76 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Finlay.
Acker.	Fly.
Anderson.	Forbes.
Avis.	Foster.
Barnett.	Gibson.
Barron.	Gilbert.
Bass.	Gray.
Bateman.	Hagaman.
Beck.	Hall.
Bird.	Harding.
Boggs.	Hefley.
Bonham.	High.
Boon.	Hogg.
Branch.	Holder.
Brice.	Holland.
Conway.	Hornaday.
Cornwell.	Johnson
Cummings.	of Anderson.
Daniel.	Johnson
Davis.	of Dimmit.
DeBerry.	Jones.
Denman.	Justice.
Enderby.	Kayton.
Farrar.	Keeton.
Faulk.	King of Hopkins.

Land.	Simmons.	Yeas—100.	
Lipscomb.	Sinks.	Mr. Speaker.	McCombs.
Long.	Smith of Nueces.	Acker.	Minor.
Loy.	Smith of Smith.	Anderson.	Murphy.
Masterson.	Snelgrove.	Barnett.	Nabors.
McCombs.	Stevenson.	Barron.	Parish of Runnels.
Minor.	Storey.	Bass.	Pavlica.
Murphy.	Stout.	Bateman.	Pearce.
Nabors.	Swain.	Beck.	Petsch.
Parish of Runnels.	Taylor.	Bird.	Pool.
Pavlica.	Teer.	Boggs.	Pope.
Pearce.	Tillotson.	Bonham.	Porter.
Petsch.	Turner.	Boon.	Powell.
Pool.	Van Zandt.	Branch.	Rawlins.
Pope.	Veatch.	Brice.	Renfro
Porter.	Waddell.	Conway.	of Angelina.
Powell.	Walker.	Cornwell.	Renfro of Mills.
Rawlins.	Wallace	Cummings.	Rogers of Hays.
Reagan.	of Freestone.	Daniel.	Rogers of Shelby.
Renfro	Wallace of Panola.	Davis.	Sanders.
of Angelina.	Ware.	DeBerry.	Satterwhite.
Renfro of Mills.	Wassell.	Denman.	Shaver.
Rogers of Hays.	Webb.	Enderby.	Shearer.
Rogers of Shelby.	Whitaker.	Eickenroht.	Sheats.
Runge.	Williams	Faulk.	Shirley.
Sanders.	of Sabine.	Finlay.	Simmons.
Satterwhite.	Williams	Fly.	Sinks.
Shaver.	of Travis.	Forbes.	Smith of Nueces.
Shearer.	Williamson.	Foster.	Smith of Smith.
Sheats.	Woodall.	Fuchs.	Snelgrove.
Shirley.		Gibson.	Stell.
	Nays—5.	Gilbert.	Stevenson.
Kennedy.	Olsen.	Graves.	Stout.
King of	Poage.	Hagaman.	Swain.
Throckmorton.	Stell.	Hall.	Taylor.
	Absent.	Harding.	Teer.
Albritton.	Lewis.	High.	Turner.
Alexander.	Loftin.	Hogg.	Van Zandt.
Brown.	McGill.	Holder.	Veatch.
Cox.	McKean.	Holland.	Waddell.
Duvall.	Morse.	Hornaday.	Wallace
Eickenroht.	Nicholson.	Johnson	of Freestone.
Fuchs.	Parrish of Travis.	of Anderson.	Wallace of Panola.
Graves.	Purl.	Johnson	Ware.
Harman.	Rowell.	of Dimmit.	Wassell.
Jacks.	Smith of El Paso.	Jones.	Webb.
Kemble.	Smyth.	Justice.	Whitaker.
Kincaid.	Wallace of Smith.	Kayton.	Williams
Kirby.	Woodruff.	Keeton.	of Sabine.
Kirkland.	Young.	King of Hopkins.	Williams
	Absent—Excused.	Land.	of Travis.
Black.	Merritt.	Lipscomb.	Williamson.
Dielmann.	Montgomery.	Long.	Woodall.
Dunlap.	Moursund.	Loy.	Young.
Gates.	Smith of Atascosa.	Masterson.	
Kenyon.	Sutton.		Nays—6.
Kinnear.	Wells.	Avis.	King of
		Gray.	Throckmorton.
		Kennedy.	Olsen.
			Walker.

The Speaker then laid Senate bill No. 76 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Present—Not Voting.

Farrar.



## Absent.

Albritton.	McKean.
Alexander.	Morse.
Brown.	Nicholson.
Cox.	Parrish of Travis.
Duvall.	Poage.
Harman.	Purl.
Hefley.	Reagan.
Jacks.	Rowell.
Kemble.	Runge.
Kincaid.	Smith of El Paso.
Kirby.	Smyth.
Kirkland.	Storey.
Lewis.	Tillotson.
Loftin.	Wallace of Smith.
McGill.	Woodruff.

## Absent—Excused.

Black.	Merritt.
Dielmann.	Montgomery.
Dunlap.	Moursund.
Gates.	Smith of Atascosa.
Kenyon.	Sutton.
Kinnear.	Wells.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 68, A bill to be entitled "An Act to authorize incorporated cities, towns, and villages incorporated under either general or special law, including those under a special charter or amendment of charter adopted pursuant to the Home Rule provisions of the Constitution, to cause to be improved, streets, avenues, alleys, highways, boulevards, drives, public places, squares, etc., and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,  
Assistant Secretary of the Senate.

MOTION TO TAKE UP SENATE  
BILL NO. 42.

Mr. Holder moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading, Senate bill No. 42.

The motion was lost by the following vote:

## Yeas—54.

Mr. Speaker.	Barron.
Acker.	Bass.
Anderson.	Bateman.

Bird.	Land.
Branch.	Masterson
Brown.	McGill.
Conway.	McKean.
Cornwell.	Minor.
Cummings.	Morse.
Davis.	Murphy.
Denman.	Nabors.
Eickenroht.	Poage.
Faulk.	Purl.
Fly.	Rogers of Hays.
Gilbert.	Rogers of Shelby.
Hefley.	Sanders.
Hogg.	Shaver.
Holder.	Shearer.
Holland.	Simmons.
Johnson	Smith of Smith.
of Anderson.	Stevenson.
Johnson	Storey.
of Dimmit.	Veatch.
Jones.	Waddell.
Kayton.	Whitaker.
Keeton.	Williams
Kemble.	of Sabine.
Kirkland.	Williamson.

## Nays—53.

Albritton.	Pope.
Avis.	Porter.
Beck.	Powell.
Boon.	Rawlins.
Daniel.	Reagan.
DeBerry.	Renfro
Duvall.	of Angelina.
Finlay.	Satterwhite.
Forbes.	Sheats.
Foster.	Shirley.
Fuchs.	Sinks.
Graves.	Smith of Nueces.
Gray.	Smyth.
Hagaman.	Snelgrove.
Hall.	Stell.
High.	Stout.
Hornaday.	Taylor.
Kennedy.	Tillotson.
King of Hopkins.	Turner.
King of	Van Zandt.
Throckmorton.	Walker.
Lipscomb.	Wallace
Olsen.	of Freestone.
Parish of Runnels.	Wallace of Panola.
Pavlica.	Ware.
Pearce.	Wassell.
Petsch.	Webb.
Pool.	Woodall.

## Present—Not Voting.

Boggs.	Renfro of Mills.
Brice.	Swain.
Justice.	

## Absent.

Alexander.	Enderby.
Barnett.	Farrar.
Bonham.	Gibson.
Cox.	Harding.

Harman.	Parrish of Travis.
Jacks.	Rowell.
Kincaid.	Runge.
Kirby.	Smith of El Paso.
Lewis.	Teer.
Loftin.	Wallace of Smith.
Long.	Williams
Loy.	of Travis.
McCombs.	Woodruff.
Nicholson.	Young.

Absent—Excused.

Black.	Merritt.
Dielmann.	Montgomery.
Dunlap.	Moursund.
Gates.	Smith of Atascosa.
Kenyon.	Sutton.
Kinnear.	Wells.

#### HOUSE BILL NO. 97 ON SECOND READING.

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 97, A bill to be entitled "An Act to expedite disposition of business in the district courts of this State; providing that such courts shall be continuously in session; that juries may be summoned when court is held at a time when no regular jury has been drawn," etc.

The bill having been read second time on yesterday.

Mr. Rawlins offered the following amendment to the bill:

Amend House bill No. 97, page 3, line 36, by adding after the word "from" the following, "twenty days after."

Amend House bill No. 97, page 3, line 34, by striking out the word "notions" and inserting in lieu thereof the word "motions."

Amend House bill No. 97 by adding after the word "judgment," in Section 5, page 3, line 37, the words "is entered."

Amend House bill No. 97, page 3, line 1, by adding after the word "request," the following, "provided that said jury commissioner shall not draw less than thirty-six men for any case, or for any week."

The amendments were severally adopted.

Mr. Masterson offered the following amendment to the bill:

Amend House bill No. 97 by striking out the enacting clause.

Question—Shall the amendment be adopted?

#### RECESS.

Mr. Harding moved that the House recess to 2 o'clock p. m. today.

Mr. Kemble moved that the House recess to 1:30 o'clock p. m. today.

The motion of Mr. Harding prevailed and the House accordingly, at 12 o'clock m., took recess until 2 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 60, A bill to be entitled "An Act to amend Article 3137 of Chapter 13 of Title 50, of the Revised Civil Statutes of Texas, adopted at the Regular Session of the Thirty-ninth Legislature of said State in the year A. D. 1925."

The Senate refuses to concur in House amendments to Senate bill No. 76 and requests the House for appointment of a Free Conference Committee to adjust the differences.

The following are appointed as conferees on the part of the Senate:

Senators Wood, Stuart, Neal, Moore and Holbrook.

Respectfully,  
MORRIS C. HANKINS,  
Assistant Secretary of the Senate.

#### HOUSE BILL NO. 97 ON PASSAGE TO ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 97, an act to expedite business in the courts, on its passage to engrossment, with amendment by Mr. Masterson to strike out the enacting clause of the bill, pending.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—11.

Bird.	Masterson.
Boon.	Murphy.
Loftin.	Nabors.

Runge.  
Sheats.  
Snelgrove.

Walker.  
Wallace of Panola.

Nays—90.

Mr. Speaker.	King of
Acker.	Throckmorton.
Albritton.	Kirkland.
Alexander.	Land.
Avis.	Lipscomb.
Barron.	McGill.
Bass.	McKean.
Bateman.	Morse.
Beck.	Pavlica.
Bonham.	Pearce.
Branch.	Petsch.
Conway.	Poage.
Cornwell.	Pool.
Daniel.	Pope.
Davis.	Porter.
Duvall.	Powell.
Enderby.	Purl.
Faulk.	Reagan.
Finlay.	Rogers of Hays.
Fly.	Rogers of Shelby.
Forbes.	Sanders.
Foster.	Satterwhite.
Fuchs.	Shaver.
Gibson.	Shearer.
Gilbert.	Shirley.
Graves.	Simmons.
Gray.	Sinks.
Hagaman.	Smyth.
Hall.	Stell.
Harding.	Stevenson.
Harman.	Storey.
Hefley.	Taylor.
High.	Teer.
Hogg.	Tillotson.
Holder.	Turner.
Holland.	Van Zandt.
Hornaday.	Veatch.
Jacks.	Ware.
Johnson	Wassell.
of Anderson.	Webb.
Johnson	Whitaker.
of Dimmit.	Williams
Jones.	of Sabine.
Justice.	Williams
Keeton.	of Travis.
Kennedy.	Woodall.
King of Hopkins.	Young.

Absent.

Anderson.	Kincaid.
Barnett.	Kirby.
Boggs.	Lewis.
Brice.	Long.
Brown.	Loy.
Cox.	McCombs.
Cummings.	Minor.
DeBerry.	Nicholson.
Eickenroht.	Olsen.
Farrar.	Parish of Runnels.
Kayton.	Parrish of Travis.
Kemble.	Rawlins.

Renfro	Swain.
of Angelina.	Waddell.
Renfro of Mills.	Wallace
Rowell.	of Freestone.
Smith of El Paso.	Wallace of Smith.
Smith of Nueces.	Williamson.
Smith of Smith.	Woodruff.
Stout.	

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

Mr. Bonham offered the following amendments to the bill:

Amend House bill No. 97, page 4, by striking out lines 23 and 24 and insert in lieu thereof the following:

"Sec. 7. This act shall take effect on January 1, 1928, and upon said date all laws and parts of laws in conflict herewith are hereby repealed, such repeal to become effective on January 1, 1928."

Amend House bill No. 97, page 4, line 34, by striking out the word "passage" and inserting in lieu thereof the words "January 1, 1928."

The amendments were severally adopted.

House bill No. 97 was then passed to engrossment.

#### HOUSE BILL NO. 97 ON THIRD READING.

Mr. Rawlins moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 97 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—97.

Mr. Speaker.	Faulk.
Acker.	Finlay.
Barron.	Fly.
Bass.	Forbes.
Bateman.	Foster.
Beck.	Fuchs.
Boggs.	Gilbert.
Bonham.	Graves.
Brice.	Gray.
Brown.	Hagaman.
Conway.	Hall.
Cummings.	Harding.
Daniel.	Harman.
Davis.	Hefley.
Duvall.	High.
Enderby.	Holder.



Holland.	Reagan.
Hornaday.	Rogers of Hays.
Jacks.	Rogers of Shelby.
Johnson	Sanders.
of Anderson.	Satterwhite.
Johnson	Shaver.
of Dimmit.	Shearer.
Jones.	Shirley.
Justice.	Simmons.
Keeton.	Sinks.
Kemble.	Smith of Nueces.
Kennedy.	Smyth.
King of Hopkins.	Stell.
King of	Stevenson.
Throckmorton.	Storey.
Kirkland.	Taylor.
Land.	Teer.
Lipscomb.	Tillotson.
Long.	Turner.
Masterson.	Van Zandt.
McCombs.	Veatch.
McGill.	Wallace
McKean.	of Freestone.
Morse.	Wallace of Panola.
Nicholson.	Ware.
Pavlica.	Wassell.
Pearce.	Webb.
Petsch.	Whitaker.
Poage.	Williams
Pool.	of Sabine.
Pope.	Williams
Porter.	of Travis.
Powell.	Woodall.
Purl.	Young.
Rawlins.	

## Nays—11.

Albritton.	Runge.
Boon.	Sheats.
Loftin.	Snelgrove.
Murphy.	Stout.
Nabors.	Walker.
Olsen.	

## Absent.

Alexander.	Lewis.
Anderson.	Loy.
Avis.	Minor.
Barnett.	Parish of Runnels.
Bird.	Parrish of Travis.
Branch.	Renfro
Cornwell.	of Angelina.
Cox.	Renfro of Mills.
DeBerry.	Rowell.
Eickenroht.	Smith of El Paso.
Farrar.	Smith of Smith.
Gibson.	Swain.
Hogg.	Waddell.
Kayton.	Wallace of Smith.
Kincaid.	Williamson.
Kirby.	Woodruff.

## Absent—Excused.

Black.	Dunlap.
Denman.	Gates.
Dielmann.	Kenyon.

Kinnear.	Smith of Atascosa.
Merritt.	Sutton.
Montgomery.	Wells.
Moursund.	

The Speaker then laid House bill No. 97 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—95.

Mr. Speaker.	Long.
Acker.	McCombs.
Albritton.	McGill.
Avis.	McKean.
Barron.	Morse.
Bass.	Nicholson.
Bateman.	Olsen.
Beck.	Pavlica.
Boggs.	Pearce.
Bonham.	Petsch.
Brice.	Poage.
Conway.	Pool.
Cornwell.	Pope.
Cummings.	Porter.
Daniel.	Powell.
Davis.	Rawlins.
Duvall.	Reagan.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Faulk.	Sanders.
Finlay.	Satterwhite.
Fly.	Shaver.
Forbes.	Shearer.
Foster.	Shirley.
Fuchs.	Simmons.
Gilbert.	Sinks.
Graves.	Smith of Nueces.
Gray.	Smyth.
Hagaman.	Stell.
Hall.	Stevenson.
Harding.	Storey.
Harman.	Stout.
Hefley.	Swain.
High.	Taylor.
Holder.	Tillotson.
Holland.	Turner.
Hornaday.	Van Zandt.
Jacks.	Veatch.
Johnson	Wallace
of Dimmit.	of Freestone.
Jones.	Ware.
Justice.	Wassell.
Keeton.	Webb.
Kennedy.	Whitaker.
King of Hopkins.	Williams
King of	of Sabine.
Throckmorton.	Williams
Kirkland.	of Travis.
Land.	Woodall.
Lipscomb.	Young.

## Nays—10.

Bird.	Loftin.
Boon.	Masterson.

Murphy.  
Nabors.  
Runge.

Sheats.  
Snelgrove.  
Walker.

Present—Not Voting.

Farrar.

Absent.

Alexander.	Minor.
Anderson.	Parish of Runnels.
Barnett.	Parrish of Travis.
Branch.	Purl.
Brown.	Renfro
Cox.	of Angelina.
DeBerry.	Renfro of Mills.
Gibson.	Rowell.
Hogg.	Smith of El Paso.
Johnson	Smith of Smith.
of Anderson.	Teer.
Kayton.	Waddell.
Kemble.	Wallace of Panola.
Kincaid.	Wallace of Smith.
Kirby.	Williamson.
Lewis.	Woodruff.
Loy.	

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

Mr. Foster moved a call of the House for the purpose of maintaining a quorum until 5 o'clock p. m., and the call was duly seconded.

Yeas and nays were demanded and the motion for a call of the House prevailed by the following vote:

Yeas—56.

Mr. Speaker.	Johnson
Albritton.	of Dimmit.
Avis.	Keeton.
Barron.	Kennedy.
Bateman.	Lipscomb.
Bird.	Masterson.
Boggs.	McKean.
Brown.	Morse.
Conway.	Murphy.
Cornwell.	Nicholson.
Davis.	Pearce.
Enderby.	Petsch.
Eickenroht.	Pope.
Farrar.	Porter.
Fly.	Rogers of Hays.
Forbes.	Rogers of Shelby.
Foster.	Sanders.
Gray.	Satterwhite.
Hagaman.	Shaver.
High.	Shearer.
Holder.	Shirley.
Holland.	Simmons.
Hornaday.	Sinks.

Stell.  
Stout.  
Teer.  
Tillotson.  
Van Zandt.  
Veatch.

Webb.  
Whitaker.  
Williams  
of Travis.  
Young.

Nays—52.

Acker.	Land.
Barnett.	Loftin.
Bass.	Long.
Beck.	McCombs.
Boon.	McGill.
Brice.	Nabors.
Cummings.	Olsen.
Daniel.	Pavlica.
Duvall.	Poage.
Faulk.	Powell.
Finlay.	Reagan.
Fuchs.	Runge.
Gilbert.	Sheats.
Graves.	Smith of Nueces.
Hall.	Smyth.
Harding.	Snelgrove.
Harman.	Stevenson.
Hefley.	Storey.
Hogg.	Taylor.
Jacks.	Walker.
Jones.	Wallace
Justice.	of Freestone.
Kemble.	Ware.
King of Hopkins.	Wassell.
King of	Williams
Throckmorton.	of Sabine.
Kirkland.	Woodall.

Absent.

Alexander.	Pool.
Anderson.	Purl.
Bonham.	Rawlins.
Branch.	Renfro
Cox.	of Angelina.
DeBerry.	Renfro of Mills.
Gibson.	Rowell.
Johnson	Smith of El Paso.
of Anderson.	Smith of Smith.
Kayton.	Swain.
Kincaid.	Turner.
Kirby.	Waddell.
Lewis.	Wallace of Panola.
Loy.	Wallace of Smith.
Minor.	Williamson.
Parish of Runnels.	Woodruff.
Parrish of Travis.	

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

The Speaker then directed the Door-keeper to close the main entrance to

the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Foster, the Sergeant-at-Arms was instructed to bring in all absent members within the city of Austin.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Rawlins, Senate bill No. 108 was ordered not printed.

On motion of Mr. Duvall, Senate bill No. 68 was ordered not printed.

#### SENATE BILL NO. 75 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 75, A bill to be entitled "An Act making appropriations to pay miscellaneous claims against the State and authorizing payment of said miscellaneous items on taking effect of this act, and declaring an emergency."

The bill was read second time.

Mr. Stout offered the following amendment to the bill:

Amend Senate bill No. 75 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. That the following sums of money or so much thereof as may be necessary, be and the same are hereby appropriated to pay miscellaneous claims against the State as herein enumerated. That the payment of the sums specified for each claim herein enumerated shall constitute a satisfaction of such claims in full and the State of Texas shall never be held liable in any further amount on any of the claims herein mentioned and for which an appropriation is herein made.

To pay Geo. H. Matthews of Nacogdoches for three days' services as a special district judge in 1924.....\$ 32.70

To pay Austin Brothers of Dallas county, Texas, for double payment of taxation for the year of 1925 on account of clerical error in assessments of lots Nos. 8 to 13 in Block No. 874-B, of Dallas county, Texas ..... 935.55

To pay the Trinity & Brazos Valley Railway Co. for special train from Teague to

Waco in effort to save life of bank examiner by rushing him to Waco for medical treatment at request of Governor Ferguson in 1916..... 120.48

To pay Hunt Grocery Company, Inc., of Dallas county, Texas, for groceries furnished Girls' School of Gainesville, Texas, during year of 1925..... 62.52

To pay R. E. Stalcup of Dalhart, Texas, for services rendered as a special district judge ..... 30.90

To pay D. H. Carpenter, sheriff of Pittsburg, Camp county, Texas, for fees in examining trials ..... 48.00

To pay claim of G. L. Ligon of Red Oak, Ellis county, Texas for over-payment of inheritance taxes on his father's estate ..... 45.13

To pay the claim of the following sheriffs hereinafter enumerated below for arresting prisoners outside of the State and bringing them back into custody in their respective jurisdictions:

W. D. Miller, sheriff of Travis county, Austin, Texas..... 291.61

John W. Stewart, sheriff of Navarro county, Corsicana, Texas ..... 347.10

W. F. Salge, sheriff of Comal county, New Braunfels.... 118.71

E. B. Kiser, sheriff of Reeves county, Pecos, Texas..... 289.10

Claude Benton, sheriff of Deaf Smith county, Hereford... 95.00

Thos. W. Taylor, sheriff of Marion county, Jefferson... 36.00

Fred K. Smith, sheriff of Wichita county, Wichita Falls.. 44.68

J. D. Woodburn, sheriff of Armstrong county, Claude, Texas 64.80

E. H. Wilson, sheriff of Hill county, Hillsboro, Texas.... 123.48

T. J. Vaught, sheriff of Nacogdoches county, Nacogdoches 41.50

J. W. Simpson, sheriff of Lynn county, Tahoka, Texas..... 85.00

John D. McDermott, sheriff of Lubbock county, Lubbock.. 70.00

W. W. Wade, sheriff of Hunt county, Greenville, Texas.. 229.56

T. H. Garner, sheriff of Jefferson county, Beaumont, Texas 417.36

W. M. Workman, sheriff of Wise county, Decatur, Texas..... 221.12

Schuyler B. Marshall, sheriff of Dallas county, Dallas..... 222.42

J. A. Trammell, sheriff of Coleman county, Coleman.....	150.00	islature to make appropriation for full amount of office it had created.....	666.66
W. M. Loesin, sheriff of Fayette county, La Grange.....	82.41	To pay claim of I. W. Terry, ex-sheriff and tax collector of Mitchell county, Texas, for conveying four prisoners from outside of State to Colorado, Texas .....	531.55
S. J. Russell, sheriff of Coke county, Robert Lee.....	113.21	To pay claim of S. P. Ash Drilling Company for amount overpaid in filing application for permit to do business in Texas .....	50.00
Joe Mangum, sheriff of Matagorda county, Bay City....	60.37	To pay J. C. Humphreys of Pritchett, Texas, for overpayment of taxes on 50 acres of land in 1923.....	13.76
Leslie Stegall, sheriff of McLennan county, Waco.....	222.94	To pay claim of Swift & Co., Austin, Texas, for provisions furnished to troops of Texas National Guard previous to August 5, 1917, by El Paso branch of Swift & Co., said troops then being stationed at El Paso.....	165.57
E. C. Martin, sheriff of Cherokee county, Rusk.....	152.03	To pay Willie Faulk of Giddings, Texas, for witness fees in three cases against one Albert Schroeder in Bastrop county .....	10.84
W. W. Sandifer, sheriff of Robertson county, Franklin....	57.76	To pay claim of Chicago & Northwestern Railway Co., Chicago, Ill., for indebtedness due it by Texas State Railroad .....	6.00
I. T. Patrick, sheriff of San Jacinto county, Cold Springs, Texas .....	263.25	To pay claims of heirs of John M. Shelton, Sr., for overpayment of inheritance tax as follows: In computing the tax, the sum of \$66,221.77, which was at the time of the death of John M. Shelton, Sr., on deposit in Kansas City, Mo., was taken into consideration, which same was also assessed for inheritance tax purposes in the county of Jackson, State of Missouri. The Supreme Court of the United States having subsequently ruled that the State in which the property is located is entitled to the tax, said taxes were paid twice. The total amount of overpayment to the State of Texas was \$3298.89, and that sum is hereby appropriated as follows:	
Joe Loe, sheriff of Ellis county, Waxahachie, Texas .....	160.11	To John Malcolm Shelton of Amarillo, Texas .....	1,099.63
S. H. Hall, sheriff of Sabine county, Hemphill, Texas...	178.42		
Geo. T. Bevel, sheriff of Camp county, Pittsburg .....	184.84		
W. A. Kirby, sheriff of Collin county, McKinney .....	28.26		
A. D. Karnes, sheriff of Mills county, Goldthwaite .....	180.50		
H. T. Obar, sheriff of Taylor county, Abilene, Texas.....	93.55		
L. V. Hightower, sheriff of Liberty county, Liberty.....	46.67		
C. S. Looney, constable of Eastland county, Cisco.....	43.70		
John D. McDermitt, sheriff of Crosby county, Crosbyton..	69.00		
Wyley Pollard, sheriff of Potter county, Amarillo .....	59.20		
David Terry, sheriff of Freestone county, Fairfield .....	294.00		
D. M. Hassler, sheriff of Erath county, Stephenville .....	365.94		
Frank Edmondson, sheriff of Wilbarger county, Vernon..	124.46		
John T. Carlisle, sheriff of Lee county, Giddings; two trips—one to Mississippi and one to Michigan .....	474.43		
To pay W. H. Whitfield, justice of the peace, Precinct No. 1, San Angelo, Tom Green county, Texas, examining trial account, 1925 .....	81.00		
To pay claim of American Railway Express Company for indebtedness created by mailing out Revised Statutes to various State officials by reason of funds for this purpose being exhausted .....	61.03		
To pay claim of E. B. Barnes for service rendered as secretary of Industrial Accident Board, due to failure of Leg-			



To James Martin Shelton, Amarillo, Texas .....	1,099.63	Cotton Mills as above specified .....	2,743.00
To Martha Drucilla Shelton Houghton of Amarillo, Texas .....	1,099.63	To pay claim to the Walter Tips Company for ammunition, carbines and scabbards furnished the Adjutant General's Department and State Ranger force in the year of 1918 .....	782.17
To pay claim of E. W. Numbers of Austin, Texas, for paper, blotters, etc., furnished Secretary of State and State Librarian in 1925 .....	127.61	To pay claim of Gainesville Ice Co., Gainesville, Texas, for ice furnished to the Girls' Training School during Dr. Corrine Weaver Smith's administration in 1925 .....	480.00
To pay claim of Bruce McLean for purchasing Comptroller's deficiency certificate of date July 18, 1925, originally issued to Berry Orr, district clerk of Deaf Smith county, the face value of which is ..	70.50	To pay Gainesville Sanitarium, Gainesville, Texas, for treatment rendered to girls in the Girls' Training School in 1925 .....	188.00
To pay claim of Lone Star Ice Co. for ice furnished the Comptroller of Public Accounts during 1924 .....	44.66	To pay claim of Dr. E. E. Mead, Gainesville, Texas, for medical treatment rendered to girls in Girls' Training School in 1925 .....	265.00
To pay claim of Mrs. Laura Poe of Denton, Texas, for damages caused by State officials in shooting into her house with a machine gun in arresting W. A. Martin in August, 1925 .....	221.00	To pay claims of Georgia A. Kilgore of South Houston, Harris county, Texas, for loss of 6 horses and 139 chickens during foot and mouth disease in September, 1925 .....	230.00
To pay claim of Fort Worth Cotton Mills, care Slay, Simon & Smith, attorneys, Fort Worth, Texas, for the following claims: On January 23, 1925, a charter was issued to the Fort Worth Textile Mills of Fort Worth, Texas. On January 19, 1925, incorporators of same paid the Secretary of State \$2743 as a filing fee for their charter. Thereafter said company procured counsel for the purpose of selling stock. They were advised this could not be done, inasmuch as their capital stock was over \$1,000,000 and had to be in cash instead of property as they then had it. By agreement with the Attorney General the Fort Worth Textile Mills was dissolved on August 13, 1925, and a few days following this forfeiture, a charter was issued to the Fort Worth Cotton Mills, and \$1401 was paid to the Secretary of State on the issuance of such charter. No business was ever done by the Fort Worth Textile Mills under its original incorporation and the said sum of \$2743 is hereby appropriated as a refund of the Fort Worth		To pay Sam Capps, Jr., of Mason county, Texas, for transporting an attached witness from Mason county to Edwards county in 1919 .....	65.00
		To pay claims of W. F. Carts Drilling Company, a corporation with its principal office at Columbus, Ohio, for overpayment of gross production tax, 1920-1924 .....	842.25
		To pay Quality Mills of Austin, Texas, for a deficiency warrant granted on account of goods furnished Confederate Home .....	26.50
		To pay Stephenville State Bank of Stephenville, Texas, witness fees endorsed to it by C. F. and Dollie Oglesby of Gainesville, Texas .....	50.88
		To pay claim of Cottonbelt Railway Co. for indebtedness accruing to it by State Railroad .....	193.50
		To pay claim of Southern Pacific Co., address San Francisco, Cal., for debt created by State Railroad .....	205.00
		To pay claim of Pacific Fruit Express Co., San Francisco, Cal. ....	625.33

To pay J. M. Brownlee, Madisonville, Texas, for one day of service as district judge in 1923 .....	10.95	sued by Comptroller August 25, 1924, in the sum of.....	645.64
To pay claim of Southwestern Townsite Company of El Paso, Texas, due it as a refund by reason of Secretary of State's mistake in advising said company that a certain name was available for use, which in reality was not, and thus caused said company to have to amend its charter .....	50.00	To pay claim of Georgia Railroad, Augusta, Ga., for indebtedness created by State Railroad in the sum of.....	8.40
To pay J. N. Heath of Madisonville, Madison county, Texas, for taxes paid twice .....	75.74	To pay claim of Central Vermont Railway Company, St. Albans, Vt., for indebtedness created by Texas State Railroad .....	5.40
To pay A. W. Gibson of Lamesa, Texas, for expense account as district attorney during the August term of One Hundred and Sixth Judicial District in 1925.....	50.00	To pay claim of J. W. Hazelwood, constable of Winfield, Texas, for fees of office.....	44.00
To pay claim of J. R. Blackmore, 205 Live Oak Street, Austin, Texas, for refund of lease money on old Courthouse Square, since possession could not be given as property was in litigation .....	312.50	To pay claim of Keel and Son, Gainesville, Texas, for flour and goods furnished Girls' Training School .....	305.75
To pay claim of Miss Ruth Virginia Brazzil, 1111 American National Bank Building, Galveston, Texas, for services rendered as a special Supreme Court judge .....	363.68	To pay claim of Kelsta Maye Eck for bonds issued in 1879 to pay off State indebtedness; said bonds being 39 in number, in the sum of ten dollars each, with eighteen coupons of forty cents each attached to each bond, making a total due on each bond of \$17.20 and a total due on all bonds of \$670.80, which bonds were issued by the State of Texas on July 1, 1879, under the Act of April 21, 1879; and are each signed by O. M. Roberts, Governor, and F. R. Lubbock, Treasurer; said sum herein specified to be paid only on a condition of the bonds above mentioned being turned over to the Treasurer at the time of payment, the amount herein appropriated being .....	670.80
To pay claim of S. W. Kennedy of Harris county, Texas, for three horses and four cows which same were killed in the foot and mouth disease.....	225.00	To pay claim of H. S. McCready, constable of Precinct No. 2, Young county, for expenses incurred in law enforcement .....	235.18
To pay claim of Morgan's Louisiana and Texas Railroad and Steamship Company for indebtedness owing it from State Railroad of Texas....	472.00	To pay claim of W. L. Lemmons, sheriff of Glasscock county, \$61.70 for conveying a prisoner from Glasscock county to Tom Green county on a change of venue; and \$87.60 for expenses in going from Glasscock county to Brown county; date of claims, 1920, same being approved by district judge; total...	149.30
To pay claim of the New York Central Railroad Company for per diem and car service furnished by it to Texas State Railroad .....	46.00	To pay claim of Hunter Lane of Fort Worth, Texas, for serving as a special judge on the Court of Civil Appeals..	41.10
To pay claim of J. P. Giescke of Angleton, Texas, for loss of hay during foot and mouth disease .....	634.00	To pay claim of Gibbs Brothers	
To pay claim of Canadian National Railways, Montreal, Quebec, Canada, for indebtedness created by Texas State Railroad .....	37.60		
To pay claim of Armour & Co., Austin, Texas, to cover deficiency warrant No. 3680, is-			

& Co. of Huntsville, Texas, for double payment of taxes	9.60	the State of Texas, for money due the United States Railroad Administration by the Texas State Railroad.....	2,443.40
To pay claim of L. D. Stroud of Beeville, Texas, for expenses incurred while acting as special district judge at Beeville, Texas .....	82.96	To pay claim of L. C. Truman of Fort Worth, Texas, for excess taxes paid to the State	7.96
To pay claim of A. E. Master-son of Angleton, Texas, for double payment of taxes....	62.99	To pay claim of W. C. Carpenter, Bay City, Texas, for services rendered as a special district judge in Matagorda county, Texas .....	65.70
To pay claim of C. O. Austin, Commissioner of Banking, Austin, Texas, for Banking Department for a refund of State franchise tax.....	21.90	To pay claim of F. H. Fritter of Brackettville, Kinney county, Texas, for refund on liquor license after prohibition went into effect.....	359.37
To pay claim of American Rail-way Express for the amounts of two deficiency warrants in the sums of \$7.98 and \$2.50; total .....	10.48	To pay claim of J. F. Nance of Brackettville, Kinney county, Texas, for refund due on liquor license subsequent to the Volstead Act.....	87.50
To pay claim of A. Harris of Austin, Texas, for services rendered while acting as special prosecutor .....	60.00	To pay claim of Woodburn Oil Corporation, a foreign corporation organized under the laws of Delaware, for over-payment of franchise tax; said tax having been paid at the time according to the laws of Delaware, but as was subsequently decided by the Supreme Court of Texas, the tax should have been computed on a different basis which would have been less the sum herein appropriated .....	10,856.00
To pay claim of Elgin-Butler Brick Company of Austin, Texas, for double payment of franchise tax to Secretary of State .....	580.50	To pay claim of A. B. McKenzie, sheriff of Limestone county, for conveying a prisoner from Oklahoma to Texas.....	101.25
To pay claim of Lone Star Ice Company of Austin, Texas, for deficiency warrant.....	24.95	To pay the claim of Mrs. Solon Joynes of Rockdale, Milam county, Texas, for duplicate payment of taxes.....	11.25
To pay claim of W. W. Price for services rendered while acting as special district judge at Kingsville, Texas..	54.95	To pay the claim of Bruce Gentry of Rockdale, Milam county, Texas, for duplicate payment of taxes.....	6.50
To pay claim of Martin Hays, sheriff of Gregg county, for expenses incurred in bringing prisoner back into Texas..	112.05	To pay the claim of Weise & Becker of Rockdale, Milam county, Texas, for duplicate payment of taxes.....	1.36
To pay claim of C. A. Dahlich Furniture Company of Austin for repairs on furniture in Secretary of State's office..	22.25	To pay the claim of the Western Union Telegraph Company of Austin, Texas, for the payment of five deficiency warrants of the following amounts: May 16, 1923, \$2.11; September 10, 1923, \$3.41; September 10, 1923, \$4.65; August 31, 1923, \$5.26; August 14, 1923, \$3.91; total .....	19.34
To pay claim of W. T. Moseley, sheriff of Jackson county, Texas, for back fees.....	6.00		
To pay claim of F. L. Wilson of Waxahachie, Texas, for services rendered in collecting back taxes due the State...	100.00		
To pay claim of Mrs. J. E. King of San Antonio, Texas, for salary and expenses incurred while acting on the board of supervisors to the State penitentiary for herself and attendants, as follows:			
Mrs. Sherwood Heard.....	1,300.00		
Mrs. J. L. Swayze.....	440.00		
Mrs. J. E. King.....	2,384.56		
To pay claim of the Director General of Railroads against			

To pay the claim of W. M. Smotherman of Fort Worth, Texas, for expense account while in the employ of the Live Stock Sanitary Commission .....	270.45	To pay the claim of John E. Keller of Austin, Texas, for paper, material and supplies furnished to the Third Court of Civil Appeals.....	177.40
To pay the claim of E. F. Jarrell of Tyler, Texas, for expense account while in the employ of the Live Stock Sanitary Commission .....	21.56	To pay the claim of Hattie L. Heneberg of Dallas, Texas, for services rendered as special associate justice of the Supreme Court of Texas...	360.00
To pay the claims of J. G. T. Milby, S. M. Allen, Harris Underwood, all of Houston, Harris county, Texas, for horses killed and injured during the foot and mouth disease .....	2,500.00	To pay the claim of Mrs. Hortense Ward of Houston, Texas, for services rendered as special associate justice of the Supreme Court of Texas .....	404.00
To pay the claims of J. H. Clements, J. E. Harriman, G. R. Pyburn and Tom Kemmerling for hay destroyed during the foot and mouth disease by appropriating the herein-after named sums of money to E. R. Long of Alvin, Texas, acting under power of attorney for the said four parties above named: J. H. Clements' claim, \$360; J. E. Harriman's claim, \$400; G. R. Pyburn's claim, \$200; Tom Kemmerling's claim, \$880; total .....	1,840.00	To pay the claim of the Morgan Printing Company of Austin, Texas, for printing furnished to the Board of Control .....	9.24
To pay the claim of L. E. Lawrence for back salary for services performed as Superintendent of Maintenance for the State of Texas.....	259.30	To pay the claim of Frank Morgan of Wichita Falls, Texas, constable of Precinct No. 1, for expenses in handling prisoners .....	48.00
To pay the claim of T. E. Sammons of Houston, Texas, for supplementary salary for the months of January, February, March, April, May, June, July and August of 1925, at the rate of \$25 per month for services rendered in the capacity of shore duty at Houston .....	200.00	To pay the claim of Walter T. Schenk of Lubbock, Texas, for services rendered as special district judge .....	44.00
To pay the claim of I. D. Fritch of Lake Port, Cal., for a refund of taxes paid on land which the claimant found he had never had title to due to the State's issuance of two conflicting patents .....	47.80	To pay the claim of M. E. Elliott, ex-sheriff of Cooke county, Gainesville, Texas, for expenses incurred in returning prisoners to Texas.....	244.73
To pay the claim of J. D. Woodburn of Claude, Texas, ex-sheriff of Armstrong county, for expenses incurred in returning prisoners to this State .....	64.80	To pay the claim of Baker-Vawter Company of Kansas City, Mo., for supplies furnished to the Treasury Department .....	314.23
		To pay the claim of the Grayburg Oil Company of San Antonio, Texas, for oil furnished to the Board of Control....	353.04
		To pay the claim of the Citizens State Bank of Giddings, Texas, for assignment of witness fees due Otto Domann .....	3.40
		To pay the claim of the First State Bank of Corpus Christi, Texas, for witness fees assigned to said bank.....	152.36
		To pay the claim of T. B. Lewis of Houston, Texas, for witness fees .....	4.10
		To pay the claim of Swift & Co. to cover a deficiency warrant .....	268.78
		To pay the claim of J. A. Garner of Wichita Falls, Texas, for a refund in taxes paid twice on gross oil production .....	618.31



To pay the claim of the First National Bank of Granger, Texas, for witness fees held by it for collection for the sheriff of Bell county, Texas 98.45

To pay the claim of J. A. Storey of Vernon, Texas, for back fees due him for services rendered as district attorney of the Forty-sixth Judicial District 1,545.00

Sec. 2. The fact that the end of the session is near, and the crowded condition of the calendar, and the further fact that a great number of the claims for which appropriations are herein made are long past due, and that public policy requires that all just demands upon the State be adjusted with as little delay as possible, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and this act take effect and be in force from and after its passage, and it is so enacted.

Mr. Stout offered the following amendment to the amendment:

Amend House bill No. 134 by adding thereto the following: "To pay the Houston National Bank the notes held by it, executed by the Prison Commission for the purchase of the Fort Bend Cotton Oil Company mill, \$40,000. The said sum of money to be available when the Houston National Bank shall cancel and surrender said notes to the Prison Commission, and the Prison Commission is hereby authorized and directed to quitclaim, transfer and deliver to the Houston National Bank all of said oil mill properties, including all the machinery and land conveyed to it by the Fort Bend Cotton Oil Company, free from lien or any claims whatever by the State of Texas or Prison Commission."

The amendment was adopted.

Mr. Stout offered the following amendment to the amendment:

Amend House bill No. 134 by adding: "To buy claim of R. L. Bookhart, ex-district clerk of Hill county, for back fees of office during years of 1914 to 1918, \$452."

The amendment was adopted.

Mr. Holland offered the following amendment to the amendment:

Amend Senate bill No. 75, on page 10, lines 3, 4, 5 and 6, by striking out the sum of "\$2500" and insert in lieu thereof the sum of "\$4000."

On motion of Mr. Stout, the amendment was tabled.

Mr. Turner offered the following amendment to the amendment:

Amend amendment to Senate bill No. 75, page 8, by striking out all of lines 29 to 35, inclusive.

Signed—Turner, Jacks.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—39.

Avis.	Masterson.
Barron.	Murphy.
Davis.	Pearce.
Enderby.	Poage.
Finlay.	Shaver.
Gray.	Shearer.
Hall.	Sheats.
Harding.	Shirley.
Hefley.	Simmons.
Holder.	Smith of El Paso.
Holland.	Stell.
Jacks.	Swain.
Kennedy.	Tillotson.
King of Hopkins.	Turner.
King of	Walker.
Throckmorton.	Ware.
Kirkland.	Webb.
Land.	Whitaker.
Long.	Williams of Sabine.

Nays—54.

Albritton.	McKean.
Bass.	Minor.
Bateman.	Morse.
Beck.	Olsen.
Brice.	Parrish of Travis.
Conway.	Petsch.
Cornwell.	Pope.
Eickenroht.	Porter.
Faulk.	Rogers of Hays.
Fly.	Rogers of Shelby.
Forbes.	Sanders.
Foster.	Satterwhite.
Gilbert.	Smith of Nueces.
Graves.	Smyth.
Hagaman.	Snelgrove.
High.	Stevenson.
Hogg.	Storey.
Hornaday.	Taylor.
Johnson	Teer.
of Anderson.	Van Zandt.
Johnson	Veatch.
of Dimmit.	Waddell.
Jones.	Wallace of Panola.
Lipscomb.	Williams
Loftin.	of Travis.
Loy.	Williamson.
McGill.	Young.

Present—Not Voting.

Barnett.	Farrar.
Bird.	Gibson.
Cummings.	Justice.
DeBerry.	Keeton.

McCombs.	Renfro of Mills.
Nicholson.	Runge.
Pavlica.	Sinks.
Powell.	Stout.
Purl.	Wassell.
Reagan.	Woodall.

Absent.

Acker.	Kincaid.
Alexander.	Kirby.
Anderson.	Lewis.
Boggs.	Nabors.
Bonham.	Parish of Runnels.
Boon.	Pool.
Branch.	Rawlins.
Brown.	Renfro
Cox.	of Angelina.
Daniel.	Rowell.
Duvall.	Smith of Smith.
Fuchs.	Wallace
Harman.	of Freestone.
Kayton.	Wallace of Smith.
Kemble.	Woodruff.

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

Mr. Satterwhite offered the following amendment to the amendment:

Amend the amendment, page 10, line 6, by adding after the word "disease" the following: "Provided, the Comptroller shall not issue warrants against the items for hay and horses, except upon approval of the chairman of the State Live Stock Sanitary Commission."

Signed—Satterwhite, Purl.

The amendment was adopted.

Mr. Cox offered the following amendment to the amendment:

Amend House bill No. 134, page 11, line 36, by adding: "To pay the claim of Edgar E. English of Corsicana, Texas, for burial expenses of his little daughter killed in the laundry at the State Orphan Home, \$135."

The amendment was adopted.

Mr. Morse moved the previous question on the pending amendment and the bill and the motion was not seconded.

Mr. Purl offered the following amendment to the amendment:

Amend amendment to Senate bill No. 75 by providing that in event McArdle paintings are purchased the Board of Control shall cause one of such paintings to hang in Hall of House of Representatives.

The amendment was adopted.

Mr. Rawlins offered the following amendment to the amendment:

Amend amendment to Senate bill No. 75, page 11, by adding between lines 36 and 37 a paragraph as follows: "To pay T. K. Irwin on account of witness fees of Jess Bonner and Chas. Rader, assigned to him, \$22.80."

The amendment was adopted.

Mr. Harding offered the following amendment to the amendment:

Amend House bill No. 134, page 8, line 40, after the initials "L. C." and before the word "of," to read "Turman" instead of "Truman."

The amendment was adopted.

The amendment as amended was then adopted.

Senate bill No. 75 was then passed to third reading.

#### SENATE BILL NO. 75 ON THIRD READING.

Mr. Stout moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 75 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Mr. Speaker.	Hefley.
Bass.	High.
Bateman.	Holder.
Beck.	Holland.
Bird.	Jacks.
Boggs.	Johnson
Bonham.	of Anderson.
Boon.	Johnson
Brice.	of Dimmit.
Brown.	Justice.
Conway.	Keeton.
Cornwell.	King of Hopkins.
Cox.	Kirkland.
Cummings.	Land.
Daniel.	Lipscomb.
Davis.	Loftin.
DeBerry.	Long.
Enderby.	Loy.
Eickenroht.	Masterson.
Farrar.	Minor.
Faulk.	Morse.
Finlay.	Murphy.
Fly.	Nabors.
Forbes.	Nicholson.
Foster.	Parrish of Travis.
Gibson.	Pavlica.
Gilbert.	Pearce.
Graves.	Petsch.
Gray.	Poage.
Hagaman.	Pool.
Hall.	Pope.
Harding.	Porter.

Purl.	Taylor.
Rawlins.	Teer.
Reagan.	Tillotson.
Rogers of Hays.	Turner.
Rogers of Shelby.	Van Zandt.
Runge.	Veatch.
Sanders.	Waddell.
Shaver.	Wallace
Shearer.	of Freestone.
Sheats.	Wallace of Panola.
Shirley.	Ware.
Simmons.	Wassell.
Sinks.	Webb.
Smith of El Paso.	Whitaker.
Smyth.	Williams
Snelgrove.	of Sabine.
Stell.	Williams
Stevenson.	of Travis.
Stout.	Williamson.
Swain.	Young.

## Nays—7.

Albritton.	McKean.
Kennedy.	Olsen.
King of	Walker.
Throckmorton.	Woodall.

## Present—Not Voting.

Barnett.

## Absent.

Acker.	Lewis.
Alexander.	McCombs.
Anderson.	McGill.
Avis.	Parish of Runnels.
Barron.	Powell.
Branch.	Renfro
Duvall.	of Angelina.
Fuchs.	Renfro of Mills.
Harman.	Rowell.
Hogg.	Satterwhite.
Hornaday.	Smith of Nueces.
Jones.	Smith of Smith.
Kayton.	Storey.
Kemble.	Wallace of Smith.
Kincaid.	Woodruff.
Kirby.	

## Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

The Speaker then laid Senate bill No. 75 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—91.

Mr. Speaker.	Bass.
Albritton.	Bateman.

Beck.	Murphy.
Bird.	Nabors.
Boon.	Nicholson.
Brice.	Pavlica.
Brown.	Pearce.
Conway.	Petsch.
Cornwell.	Poage.
Cox.	Pool.
Cummings.	Pope.
Daniel.	Porter.
Davis.	Powell.
Duvall.	Purl.
Enderby.	Rawlins.
Fly.	Renfro of Mills.
Finlay.	Rogers of Hays.
Forbes.	Rogers of Shelby.
Foster.	Runge.
Gibson.	Sanders.
Gilbert.	Shaver.
Graves.	Shearer.
Gray.	Sheats.
Hagaman.	Shirley.
Hall.	Simmons.
Harding.	Sinks.
Hefley.	Smith of El Paso.
High.	Smyth.
Holder.	Stell.
Holland.	Stevenson.
Hornaday.	Storey.
Johnson	Swain.
of Anderson.	Taylor.
Johnson	Teer.
of Dimmit.	Tillotson.
Jones.	Van Zandt.
Keeton.	Veatch.
Kemble.	Waddell.
King of Hopkins.	Wallace
Land.	of Freestone.
Lipscomb.	Wallace of Panola.
Loftin.	Ware.
Long.	Webb.
Loy.	Whitaker.
Masterson.	Williams of Sabine.
McGill.	Williamson.
Minor.	Young.
Morse.	

## Nays—14.

Avis.	King of
Boggs.	Throckmorton.
DeBerry.	Kirkland.
Faulk.	McKean.
Jacks.	Olsen.
Justice.	Snelgrove.
Kennedy.	Walker.
	Woodall.

## Present—Not Voting.

Barnett.	Stout.
Farrar.	Turner.
Reagan.	

## Absent.

Acker.	Bonham.
Alexander.	Branch.
Anderson.	Eickenroht.
Barron.	Fuchs.

Harman.	Renfro of Angelina.
Hogg.	Rowell.
Kayton.	Satterwhite.
Kincaid.	Smith of Nueces.
Kirby.	Smith of Smith.
Lewis.	Wallace of Smith.
McCombs.	Wassell.
Parish of Runnels.	Williams of Travis.
Parrish of Travis.	Woodruff.

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

## SENATE BILL NO. 116 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 116, A bill to be entitled "An Act to grant certain aid to the Independent School District of the city of Nevada."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 116 ON THIRD READING.

Mr. Shirley moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 116 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—92.

Mr. Speaker.	Fly.
Barnett.	Forbes.
Barron.	Foster.
Bass.	Gibson.
Bateman.	Gilbert.
Beck.	Graves.
Bird.	Gray.
Boggs.	Hagaman.
Bonham.	Hall.
Boon.	Harding.
Brice.	Hefley.
Conway.	Holder.
Cornwell.	Holland.
Cox.	Hornaday.
Cummings.	Jacks.
Daniel.	Johnson
Davis.	of Anderson.
Duvall.	Johnson
Enderby.	of Dimmit.
Eickenroht.	Jones.
Farrar.	Justice.
Faulk.	Keeton.

King of Hopkins.	Shaver.
Kirkland.	Shearer.
Land.	Sheats.
Lipscomb.	Shirley.
Loftin.	Simmons.
Long.	Sinks.
Loy.	Smith of El Paso.
Masterson.	Smyth.
McGill.	Snelgrove.
Minor.	Stell.
Murphy.	Stevenson.
Nicholson.	Storey.
Olsen.	Swain.
Parrish of Travis.	Turner.
Pavlica.	Van Zandt.
Petsch.	Veatch.
Pool.	Wallace of Smith.
Porter.	Ware.
Purl.	Wassell.
Rawlins.	Webb.
Reagan.	Whitaker.
Renfro of Mills.	Williams of Sabine.
Rogers of Hays.	Williams of Travis.
Rogers of Shelby.	Williamson.
Sanders.	Woodall.

Nays—15.

Albritton.	McCombs.
Avis.	Pearce.
DeBerry.	Poage.
Finlay.	Pope.
High.	Stout.
Kennedy.	Taylor.
King of	Walker.
Throckmorton.	Young.

Absent.

Acker.	Parish of Runnels.
Alexander.	Powell.
Anderson.	Renfro
Branch.	of Angelina.
Brown.	Rowell.
Fuchs.	Runge.
Harman.	Satterwhite.
Hogg.	Smith of Nueces.
Kayton.	Smith of Smith.
Kemble.	Teer.
Kincaid.	Tillotson.
Kirby.	Waddell.
Lewis.	Wallace
McKean.	of Freestone.
Morse.	Wallace of Panola.
Nabors.	Woodruff.

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

The Speaker then laid Senate bill No. 116 before the House on its third reading and final passage.



The bill was read third time and was passed by the following vote:

Yeas—80.

Mr. Speaker.	Long.
Barnett.	Loy.
Bass.	Masterson.
Bateman.	McGill.
Beck.	Minor.
Boggs.	Nicholson.
Bonham.	Olsen.
Brice.	Pavlica.
Conway.	Petsch.
Cornwell.	Pool.
Cox.	Porter.
Cummings.	Purl.
Daniel.	Rawlins.
Davis.	Reagan.
Duvall.	Renfro of Mills.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Faulk.	Runge.
Forbes.	Sanders.
Foster.	Shaver.
Gibson.	Shearer.
Gilbert.	Sheats.
Graves.	Shirley.
Gray.	Simmons.
Hagaman.	Sinks.
Harding.	Smith of El Paso.
Hefley.	Smith of Nueces.
Holder.	Smyth.
Holland.	Snelgrove.
Hornaday.	Stell.
Jacks.	Stevenson.
Johnson	Storey.
of Anderson.	Tillotson.
Johnson	Turner.
of Dimmit.	Van Zandt.
Justice.	Wallace of Panola.
Keeton.	Ware.
King of Hopkins.	Webb.
Kirkland.	Williams of Travis.
Land.	Williamson.
Lipscomb.	Woodall.
Loftin.	

Nays—21.

Albritton.	Murphy.
Avis.	Parrish of Travis.
Boon.	Pearce.
DeBerry.	Poage.
Finlay.	Pope.
Fly.	Stout.
Hall.	Taylor.
High.	Veatch.
Kennedy.	Walker.
King of	Wassell.
Throckmorton.	Young.
McCombs.	

Present—Not Voting.

Bird.	Whitaker.
Jones.	

Absent.

Acker.	Alexander.
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Anderson.	Parish of Runnels.
Barron.	Powell.
Branch.	Renfro
Brown.	of Angelina.
Farrar.	Rowell.
Fuchs.	Satterwhite.
Harman.	Smith of Smith.
Hogg.	Teer.
Kayton.	Waddell.
Kemble.	Wallace
Kincaid.	of Freestone.
Kirby.	Wallace of Smith.
Lewis.	Williams
McKean.	of Sabine.
Morse.	Woodruff.
Nabors.	

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Swain.
Kinnear.	Wells.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Parrish of Travis, House bill No. 135 was ordered not printed.

On motion of Mr. Webb, Senate bill No. 63 was ordered not printed.

On motion of Mr. Sanders, Senate bill No. 121 was ordered not printed.

#### SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee as follows:

Senate bill No. 60, to the Committee on Privileges, Suffrage and Elections.

#### BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 115, "An Act relating to the duties of the county board of education of the counties with an area of more than eleven hundred square miles and a population of less than forty thousand and not more than 100,000 according to the 1920 Federal census; authorizing the appointment of a county superintendent of public instruction and his assistants; providing supervision; authorizing the nomination of teachers by the county superintendent subject to the confirmation by local trustees; authorizing the purchase of supplies by the district trustees subject to the confirmation of the county superintendent; providing for

an equalization fund; repealing all laws or parts of laws, general or special, in conflict herewith, and declaring an emergency."

H. B. No. 125, "An Act creating Cameron County Water Control and Improvement District No. 7 of Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 7; providing that the management and control of the said Cameron County Water Control and Improvement District No. 7 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 7 shall be a conservation and reclamation district and shall be governed by the provisions of Section 59, Article 16, of the Constitution, and by the provisions of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature, at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 7 to Cameron County Water Control and Improvement District No. 7, and converting said water improvement district into a water control and improvement district without impairment of obligations; providing the title to all property and rights in property now owned by Cameron County Water Improvement District No. 7 are vested in Cameron County Water Control and Improvement District No. 7, and that same shall be held and used under the provisions of Section 59, Article 16, of the State Constitution, and of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, as same now exist or may be hereafter amended; providing that the said water control and improvement district shall assume and discharge all legal obligations, contracts and indebtedness legally created by Cameron County Water Improvement District No. 7; providing that it shall not be necessary for an election to confirm the organization of the district created by this act; providing that proof of publication of constitutional notice required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

H. B. No. 133, "An Act to repeal Chapter 612 of the Special Laws of the State

of Texas, passed by the Thirty-ninth Legislature at its First Called Session, which created the Honey Grove Independent School District in Fannin county; defining its boundaries, etc., and declaring an emergency."

H. B. No. 131, "An Act creating and establishing the Harris County Houston Ship Channel Navigation District of Harris county, Texas, under Article 3, Section 52, of the Constitution of the State of Texas," etc.

H. B. No. 123, "An Act to amend Article 1645 of the Revised Civil Statutes of Texas, by providing for a minimum salary to be paid county auditors in counties with a population not less than 35,000 nor more than 37,500 inhabitants."

H. B. No. 126, "An Act creating Cameron County Water Control and Improvement District No. 5 of Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 5; providing that the management and control of the said Cameron County Water Control and Improvement District No. 5 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 5 shall be a conservation and reclamation district, and shall be governed by the provisions of Section 59, Article 16, of the Constitution and by the provisions of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 5 to Cameron County Water Control and Improvement District No. 5, and converting said water improvement district into a water control and improvement district without impairment of obligations; providing the title to all property and rights in property now owned by Cameron County Water Improvement District No. 5 are vested in Cameron County Water Control and Improvement District No. 5, and that same shall be held and used under the provisions of Section 59, Article 16, of the State Constitution, and of Chapter 25, of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, as same now exist or may be hereafter amended; providing that the said water control and improvement

district shall assume and discharge all legal obligations, contracts and indebtedness legally created by Cameron County Water Improvement District No. 5; validating the bonds heretofore issued and sold by said Cameron County Water Improvement District No. 5; providing that it shall not be necessary for an election to confirm the organization of the district created by this act; providing that proof of publication of constitutional notice required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

H. B. No. 101. "An Act to amend Chapter 193 of the General Laws of the Regular Session of the Fortieth Legislature, to permit the using of seines for the purpose of catching minnows for bait in the public fresh waters of Marion, Harrison, Smith and Rusk counties, State of Texas, and declaring an emergency."

H. B. No. 107. "An Act fixing the compensation for county tax assessors in counties containing a city with a population of over 125,000, according to the last United States census, where the county assessor of taxes compiles and makes a transfer book or card index compiled from the real estate transfers recorded in the county clerk's office showing the names transferred to, last owner assessed to, volume and page, description of property, assessed valuation and the consideration in the transfer; keeps a building permit record or card index of all building permits issued showing name of owner, date of permit, description of property on which building is located, description of the improvements, the permit valuation and the final valuation of the building inspector; keeps a record of the builders' liens recorded in the county clerk's office; and also keeps a card index file of all automobiles, busses and trucks, licensed and owned on January 1st of each year, showing owner of auto, owner's address, State highway license number, make and year model of auto, all of said information for the facilitating of the work in said assessor's office and for the more correctly assessing such classes of property and for the purpose of keeping a close check on same," etc.

#### CONFERENCE COMMITTEE ON SENATE BILL NO. 76.

Mr. Holder called up from the Speaker's table, for consideration at this time,

the request of the Senate for a free conference committee on Senate bill No. 76.

The Speaker laid the request of the Senate before the House.

Question—Shall the request be granted?

Mr. Holder moved that the request be granted.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following committee:

Messrs. Teer, Hall, Parrish of Travis and Pool.

#### SENATE BILL NO. 73 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 73, A bill to be entitled "An Act to prohibit the killing of squirrels in Hardin county during the months of February 1 to October 15, inclusive; providing that during the other months of the year no one shall kill more than ten squirrels in any one day; prescribing a penalty for violation, and declaring an emergency."

The bill was read second time and was passed to third reading.

#### SENATE BILL NO. 73 ON THIRD READING.

Mr. Jacks moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 73 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100.

Mr. Speaker.	Farrar.
Avis.	Faulk.
Barnett.	Fly.
Barron.	Forbes.
Bass.	Foster.
Bateman.	Gibson.
Beck.	Gilbert.
Bird.	Graves.
Boggs.	Gray.
Bonham.	Hagaman.
Boon.	Hall.
Brice.	Harding.
Conway.	Hefley.
Cornwell.	High.
Cox.	Holder.
Cummings.	Holland.
Daniel.	Hornaday.
Davis.	Jacks.
DeBerry.	Johnson
Duvall.	of Anderson.
Enderby.	Johnson
Eickenroht.	of Dimmit.

Jones.	Runge.
Justice.	Sanders.
Keeton.	Shaver.
Kincaid.	Shearer.
King of Hopkins.	Sheats.
King of	Shirley.
Throckmorton.	Simmons.
Kirkland.	Smith of El Paso.
Land.	Smith of Nueces.
Lipscomb.	Smyth.
Loftin.	Stevenson.
Loy.	Storey.
Masterson.	Stout.
McCombs.	Swain.
McGill.	Taylor.
McKean.	Tillotson.
Morse.	Turner.
Murphy.	Van Zandt.
Nicholson.	Veatch.
Parrish of Travis.	Waddell.
Pavlica.	Walker.
Pearce.	Wallace of Panola.
Petsch.	Ware.
Poage.	Wassell.
Pope.	Webb.
Porter.	Williams
Purl.	of Sabine.
Rawlins.	Williams
Reagan.	of Travis.
Renfro of Mills.	Williamson.
Rogers of Hays.	Woodall.
Rogers of Shelby.	Young.

## Nays—5.

Albritton.	Olsen.
Finlay.	Stell.
Kennedy.	

## Absent.

Acker.	Parish of Runnels.
Alexander.	Pool.
Anderson.	Powell.
Black.	Renfro
Branch.	of Angelina.
Brown.	Rowell.
Fuchs.	Satterwhite.
Harman.	Sinks.
Hogg.	Smith of Smith.
Kayton.	Snelgrove.
Kemble.	Teer.
Kirby.	Wallace
Lewis.	of Freestone.
Long.	Wallace of Smith.
Minor.	Whitaker.
Nabors.	Woodruff.

## Absent—Excused.

Denman.	Merritt.
Dielmann.	Montgomery.
Dunlap.	Moursund.
Gates.	Smith of Atascosa.
Kenyon.	Sutton.
Kinnear.	Wells.

The Speaker then laid Senate bill No.

73 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—102.

Mr. Speaker.	McKean.
Albritton.	Minor.
Avis.	Morse.
Barnett.	Murphy.
Bass.	Nabors.
Beck.	Nicholson.
Bird.	Olsen.
Boggs.	Parrish of Travis.
Boon.	Pavlica.
Brice.	Pearce.
Conway.	Petsch.
Cornwell.	Poage.
Cox.	Pool.
Cummings.	Pope.
Daniel.	Porter.
DeBerry.	Rawlins.
Duvall.	Reagan.
Enderby.	Renfro of Mills.
Eickenroht.	Rogers of Hays.
Farrar.	Rogers of Shelby.
Faulk.	Runge.
Fly.	Sanders.
Forbes.	Shaver.
Foster.	Shearer.
Gibson.	Sheats.
Gilbert.	Sinks.
Graves.	Smith of Nueces.
Gray.	Smyth.
Hagaman.	Snelgrove.
Hall.	Stell.
Harding.	Stevenson.
Hefley.	Storey.
High.	Stout.
Holder.	Swain.
Hornaday.	Taylor.
Jacks.	Tillotson.
Johnson	Turner.
of Anderson.	Van Zandt.
Johnson	Veatch.
of Dimmit.	Waddell.
Jones.	Walker.
Justice.	Wallace
Keeton.	of Freestone.
Kennedy.	Wallace of Panola.
King of Hopkins.	Ware.
King of	Wassell.
Throckmorton.	Webb.
Kirkland.	Williams
Land.	of Sabine.
Lipscomb.	Williams
Loy.	of Travis.
Masterson.	Williamson.
McCombs.	Woodall.
McGill.	Young.

## Absent.

Acker.	Bateman.
Alexander.	Bonham.
Anderson.	Branch.
Barron.	Brown.



Davis.	Powell.
Finlay.	Purl.
Fuchs.	Renfro
Harman.	of Angelina.
Hogg.	Rowell.
Holland.	Satterwhite.
Kayton.	Shirley.
Kemble.	Simmons.
Kincaid.	Smith of El Paso.
Kirby.	Smith of Smith.
Lewis.	Teer.
Loftin.	Wallace of Smith.
Long.	Whitaker.
Parish of Runnels.	Woodruff.

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dieltmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

## SENATE BILL NO. 79 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 79, A bill to be entitled "An Act to create Road District Number One (1) in San Patricio county, Texas; validating and approving all orders made by the commissioners court of said county in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, and certified copies thereof, and constituting such orders and certified copies thereof legal evidence; evidencing proof of publication of constitutional notice required in such acts, and declaring an emergency."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 79 ON THIRD READING.

Mr. Smyth moved that the constitutional rule requiring bills to be read several days be suspended and that Senate bill No. 79 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Mr. Speaker.	Minor.
Avis.	Morse.
Barnett.	Murphy.
Bass.	Nabors.
Bateman.	Nicholson.
Beck.	Parrish of Travis.
Bird.	Pavlica.
Boggs.	Pearce.
Boon.	Petsch.
Conway.	Poage.
Cornwell.	Pool.
Cummings.	Pope.
Daniel.	Porter.
Davis.	Purl.
DeBerry.	Rawlins.
Duvall.	Reagan.
Enderby.	Rogers of Hays.
Farrar.	Rogers of Shelby.
Faulk.	Runge.
Fly.	Sanders.
Forbes.	Shaver.
Foster.	Shearer.
Gibson.	Sheats.
Gilbert.	Shirley.
Graves.	Sinks.
Gray.	Smith of Nueces.
Hagaman.	Smyth.
Hall.	Snelgrove.
Harding.	Stevenson.
Hefley.	Storey.
High.	Stout.
Holder.	Swain.
Holland.	Taylor.
Hornaday.	Tillotson.
Jacks.	Turner.
Johnson	Van Zandt.
of Anderson.	Veatch.
Johnson	Waddell.
of Dimmit.	Walker.
Jones.	Wallace
Justice.	of Freestone.
Keeton.	Wallace of Panola.
King of Hopkins.	Ware.
King of	Wassell.
Throckmorton.	Webb.
Kirkland.	Whitaker.
Land.	Williams
Lipscomb.	of Sabine.
Loftin.	Williams
Loy.	of Travis.
Masterson.	Williamson.
McCombs.	Woodall.
McGill.	Young.
McKean.	

Nays—4.

Albritton.	Olsen.
Kennedy.	Stell.

Absent.

Acker.	Branch.
Alexander.	Brice.
Anderson.	Brown.
Barron.	Cox.
Bonham.	Eickenroht.

Finlay.	Renfro
Fuchs.	of Angelina.
Harman.	Renfro of Mills.
Hogg.	Rowell.
Kayton.	Satterwhite.
Kemble.	Simmons.
Kincaid.	Smith of El Paso.
Kirby.	Smith of Smith.
Lewis.	Teer.
Long.	Wallace of Smith.
Parish of Runnels.	Woodruff.
Powell.	

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

The Speaker then laid Senate bill No. 79 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—108.

Mr. Speaker.	Holland.
Albritton.	Hornaday.
Avis.	Jacks.
Barnett.	Johnson
Bass.	of Anderson.
Bateman.	Johnson
Beck.	of Dimmit.
Bird.	Jones.
Boggs.	Justice.
Bonham.	Keeton.
Boon.	Kennedy.
Brice.	King of Hopkins.
Brown.	King of
Conway.	Throckmorton.
Cornwell.	Kirkland.
Cummings.	Land.
Daniel.	Lipscomb.
Davis.	Loftin.
DeBerry.	Long.
Duvall.	Loy.
Enderby.	Masterson.
Eickenroht.	McCombs.
Farrar.	McGill.
Faulk.	McKean.
Fly.	Morse.
Forbes.	Murphy.
Foster.	Nabors.
Gibson.	Nicholson.
Gilbert.	Olsen.
Graves.	Parrish of Travis.
Gray.	Pavlica.
Hagaman.	Pearce.
Hall.	Poage.
Harding.	Pool.
Hefley.	Pope.
High.	Porter.
Holder.	Purl.

Reagan.	Tillotson.
Renfro of Mills.	Turner.
Rogers of Hays.	Van Zandt.
Rogers of Shelby.	Veatch.
Runge.	Waddell.
Sanders.	Walker.
Shaver.	Wallace
Shearer.	of Freestone.
Sheats.	Wallace of Panola.
Shirley.	Ware.
Simmons.	Wassell.
Sinks.	Webb.
Smith of Nueces.	Whitaker.
Smyth.	Williams
Snelgrove.	of Sabine.
Stell.	Williams
Stevenson.	of Travis.
Storey.	Williamson.
Stout.	Woodall.
Swain.	Young.
Taylor.	

Absent.

Acker.	Minor.
Alexander.	Parish of Runnels.
Anderson.	Petsch.
Barron.	Powell.
Branch.	Rawlins.
Cox.	Renfro
Finlay.	of Angelina.
Fuchs.	Rowell.
Harman.	Satterwhite.
Hogg.	Smith of El Paso.
Kayton.	Smith of Smith.
Kemble.	Teer.
Kincaid.	Wallace of Smith.
Kirby.	Woodruff.
Lewis.	

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

## SENATE BILL NO. 80 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 80, A bill to be entitled "An Act to create Road District Number Two (2) in San Patricio county, Texas, validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and

validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, and certified copies thereof, and constituting such order and certified copies thereof legal evidence; evidencing proof of publication of constitutional notice required in such acts, and declaring an emergency."

The bill was read second time and was passed to third reading.

#### SENATE BILL NO. 80 ON THIRD READING.

Mr. Williamson moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 80 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104.

Mr. Speaker.	Keeton.
Avis.	King of Hopkins.
Barnett.	King of
Barron.	Throckmorton.
Bass.	Kirkland.
Bateman.	Land.
Beck.	Lipscomb.
Bird.	Long.
Boggs.	Loy.
Boon.	Masterson.
Brice.	McCombs.
Conway.	McGill.
Cornwell.	McKean.
Cummings.	Minor.
Daniel.	Morse.
Davis.	Murphy.
DeBerry.	Nabors.
Duvall.	Nicholson.
Enderby.	Olsen.
Farrar.	Parrish of Travis.
Faulk.	Pavlica.
Fly.	Pearce.
Forbes.	Petsch.
Foster.	Poage.
Gibson.	Pool.
Gilbert.	Pope.
Graves.	Porter.
Gray.	Powell.
Hagaman.	Purl.
Hall.	Rawlins.
Harding.	Reagan.
Hefley.	Renfro
High.	of Angelina.
Holder.	Renfro of Mills.
Holland.	Rogers of Hays.
Hornaday.	Rogers of Shelby.
Jacks.	Runge.
Johnson	Sanders.
of Anderson.	Shaver.
Johnson	Shearer.
of Dimmit.	Sheats.
Jones.	Shirley.
Justice.	Simmons.

Sinks.  
Smith of Nueces.  
Smyth.  
Snelgrove.  
Stell.  
Stevenson.  
Storey.  
Stout.  
Swain.  
Taylor.  
Tillotson.  
Turner.  
Van Zandt.  
Veatch.  
Walker.

Wallace  
of Freestone.  
Wallace of Panola.  
Ware.  
Wassell.  
Webb.  
Whitaker.  
Williams  
of Sabine.  
Williams  
of Travis.  
Williamson.  
Woodall.  
Young.

Nays—2.

Albritton.

Kennedy.

Absent.

Acker.  
Alexander.  
Anderson.  
Bonham.  
Branch.  
Brown.  
Cox.  
Eickenroht.  
Finlay.  
Fuchs.  
Harman.  
Hogg.  
Kayton.  
Kemble.

Kincaid.  
Kirby.  
Lewis.  
Loftin.  
Parish of Runnels.  
Rowell.  
Satterwhite.  
Smith of El Paso.  
Smith of Smith.  
Teer.  
Waddell.  
Wallace of Smith.  
Woodruff.

Absent—Excused.

Black.  
Denman.  
Dielmann.  
Dunlap.  
Gates.  
Kenyon.  
Kinnear.

Merritt.  
Montgomery.  
Moursund.  
Smith of Atascosa.  
Sutton.  
Wells.

The Speaker then laid Senate bill No. 80 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—102.

Mr. Speaker.  
Albritton.  
Avis.  
Barnett.  
Bass.  
Beck.  
Bird.  
Boggs.  
Bonham.  
Boon.  
Brice.  
Brown.  
Conway.  
Cummings.

Daniel.  
Davis.  
DeBerry.  
Duvall.  
Enderby.  
Eickenroht.  
Farrar.  
Faulk.  
Fly.  
Forbes.  
Foster.  
Gibson.  
Gilbert.  
Graves.

Gray.	Rawlins.
Hagaman.	Reagan.
Hall.	Renfro of Mills.
Harding.	Rogers of Hays.
Hefley.	Rogers of Shelby.
High.	Runge.
Holder.	Sanders.
Hornaday.	Satterwhite.
Jacks.	Shaver.
Johnson	Sheats.
of Anderson.	Shirley.
Johnson	Simmons.
of Dimmit.	Sinks.
Jones.	Smith of Nueces.
Justice.	Smyth.
Kennedy.	Snelgrove.
King of Hopkins.	Stell.
King of	Stevenson.
Throckmorton.	Storey.
Kirkland.	Sutton.
Land.	Swain.
Lipscomb.	Taylor.
Long.	Turner.
Loy.	Van Zandt.
Masterson.	Veatch.
McCombs.	Walker.
McGill.	Wallace
McKean.	of Freestone.
Morse.	Wallace of Panola.
Murphy.	Ware.
Nabors.	Wassell.
Nicholson.	Webb.
Parrish of Travis.	Whitaker.
Pavlica.	Williams
Pearce.	of Sabine.
Petsch.	Williams
Poage.	of Travis.
Pool.	Williamson.
Pope.	Woodall.
Porter.	Young.
Purl.	

Absent.

Acker.	Lewis.
Alexander.	Loftin.
Anderson.	Minor.
Barron.	Olsen.
Bateman.	Parish of Runnels.
Branch.	Powell.
Cornwell.	Renfro
Cox.	of Angelina.
Finlay.	Rowell.
Fuchs.	Shearer.
Harman.	Smith of El Paso.
Hogg.	Smith of Smith.
Holland.	Teer.
Kayton.	Tillotson.
Keeton.	Waddell.
Kemble.	Wallace of Smith.
Kincaid.	Woodruff.
Kirby.	

Absent—Excused.

Black.	Gates.
Denman.	Kenyon.
Dielmann.	Kinnear.
Dunlap.	Merritt.

Montgomery.	Stout.
Moursund.	Wells.
Smith of Atascosa.	

## SENATE BILL NO. 81 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 81, A bill to be entitled "An Act to create Road District No. Four (4) in San Patricio county, Texas, validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, and certified copies thereof, and constituting such orders and certified copies thereof legal evidence; evidencing proof of publication of constitutional notice required in such acts; and declaring an emergency."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 81 ON THIRD READING.

Mr. Johnson of Dimmit moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 81 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Duvall.
Barnett.	Enderby.
Barron.	Eickenroht.
Bass.	Farrar.
Bateman.	Faulk.
Beck.	Fly.
Bird.	Forbes.
Boggs.	Foster.
Bonham.	Gibson.
Boon.	Gilbert.
Brice.	Graves.
Brown.	Gray.
Conway.	Hagaman.
Cornwell.	Hall.
Cummings.	Harding.
Daniel.	Hefley.
Davis.	High.
DeBerry.	Holder.



Holland.	Rogers of Shelby.
Hornaday.	Runge.
Jacks.	Sanders.
Johnson	Satterwhite.
of Anderson.	Shaver.
Johnson	Shearer.
of Dimmit.	Sheats.
Jones.	Shirley.
Justice.	Simmons.
Keeton.	Sinks.
King of Hopkins.	Smith of Nueces.
King of	Smyth.
Throckmorton.	Snelgrove.
Kirkland.	Stevenson.
Land.	Storey.
Loftin.	Stout.
Long.	Swain.
Loy.	Taylor.
Masterson.	Tillotson.
McCombs.	Turner.
McGill.	Van Zandt.
McKean.	Waddell.
Minor.	Walker.
Morse.	Wallace
Murphy.	of Freestone.
Nabors.	Wallace of Panola.
Nicholson.	Ware.
Pavlica.	Wassell.
Pearce.	Webb.
Poage.	Whitaker.
Pool.	Williams
Pope.	of Sabine.
Porter.	Williams
Purl.	of Travis.
Rawlins.	Williamson.
Reagan.	Woodall.
Renfro of Mills.	Young.
Rogers of Hays.	

Nays—3.

Albritton.	Olsen.
Kennedy.	

Absent.

Acker.	Lipscomb.
Alexander.	Parish of Runnels.
Anderson.	Parrish of Travis.
Avis.	Petsch.
Branch.	Powell.
Cox.	Renfro
Finlay.	of Angelina.
Fuchs.	Rowell.
Harman.	Smith of El Paso.
Hogg.	Smith of Smith.
Kayton.	Stell.
Kemble.	Teer.
Kincaid.	Veatch.
Kirby.	Wallace of Smith.
Lewis.	Woodruff.

Absent—Excused.

Black.	Kenyon.
Denman.	Kinnear.
Dielmann.	Merritt.
Dunlap.	Montgomery.
Gates.	Moursund.

Smith of Atascosa. Wells.  
Sutton.

The Speaker then laid Senate bill No. 81 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—106.

Mr. Speaker.	McGill.
Albritton.	McKean.
Avis.	Minor.
Barnett.	Morse.
Bass.	Murphy.
Bateman.	Nabors.
Beck.	Nicholson.
Bird.	Olsen.
Boggs.	Parrish of Travis.
Bonham.	Pavlica.
Boon.	Pearce.
Brice.	Petsch.
Brown.	Poage.
Conway.	Pope.
Cornwell.	Porter.
Cummings.	Purl.
Daniel.	Rawlins.
Davis.	Reagan.
DeBerry.	Renfro of Mills.
Duvall.	Rogers of Hays.
Enderby.	Rogers of Shelby.
Eickenroht.	Runge.
Farrar.	Sanders.
Faulk.	Satterwhite.
Fly.	Shaver.
Forbes.	Shearer.
Foster.	Sheats.
Gibson.	Shirley.
Graves.	Simmons.
Gray.	Sinks.
Hagaman.	Smith of Nueces.
Hall.	Smyth.
Harding.	Snelgrove.
Hefley.	Stevenson.
Holder.	Storey.
Holland.	Stout.
Hornaday.	Swain.
Jacks.	Taylor.
Johnson	Turner.
of Anderson.	Van Zandt.
Johnson	Veatch.
of Dimmit.	Waddell.
Jones.	Walker.
Justice.	Wallace
Keeton.	of Freestone.
Kennedy.	Wallace of Panola.
King of Hopkins.	Ware.
King of	Webb.
Throckmorton.	Whitaker.
Kirkland.	Williams
Land.	of Sabine.
Loftin.	Williams
Long.	of Travis.
Loy.	Williamson.
Masterson.	Woodall.
McCombs.	Young.

## Present—Not Voting.

## High.

## Absent.

Acker.	Lipscomb.
Alexander.	Parish of Runnels.
Anderson.	Pool.
Barron.	Powell.
Branch.	Renfro
Cox.	of Angelina.
Finlay.	Rowell.
Fuchs.	Smith of El Paso.
Gilbert.	Smith of Smith.
Harman.	Stell.
Hogg.	Teer.
Kayton.	Tillotson.
Kemble.	Wallace of Smith.
Kincaid.	Wassell.
Kirby.	Woodruff.
Lewis.	

## Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

## SENATE BILL NO. 82 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 82, A bill to be entitled "An Act to create Road District No. Five (5) in San Patricio county, Texas, validating and approving all orders made by the commissioners court of said county in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, and certified copies thereof, and constituting such orders and certified copies thereof legal evidence; evidencing proof of publication of constitutional notice required in such acts, and declaring an emergency."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 82 ON THIRD READING.

Mr. DeBerry moved that the constitutional rule requiring bills to be read

on three several days be suspended and that Senate bill No. 82 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

Mr. Speaker.	McGill.
Avis.	McKean.
Barnett.	Morse.
Bass.	Murphy.
Bateman.	Nabors.
Beck.	Nicholson.
Bird.	Parrish of Travis.
Boggs.	Pavlica.
Bonham.	Pearce.
Boon.	Petsch.
Brice.	Poage.
Brown.	Pool.
Conway.	Pope.
Cornwell.	Porter.
Cox.	Purl.
Cummings.	Rawlins.
Daniel.	Reagan.
Davis.	Renfro of Mills.
DeBerry.	Rogers of Hays.
Duvall.	Rogers of Shelby.
Enderby.	Runge.
Eickenroht.	Sanders.
Faulk.	Satterwhite.
Fly.	Shaver.
Forbes.	Shearer.
Foster.	Sheats.
Gibson.	Shirley.
Gilbert.	Simmons.
Graves.	Sinks.
Gray.	Smith of Nueces.
Hagaman.	Smyth.
Hall.	Snelgrove.
Harding.	Stevenson.
Hefley.	Stout.
High.	Swain.
Holder.	Taylor.
Holland.	Tillotson.
Hornaday.	Turner.
Jacks.	Van Zandt.
Johnson	Veatch.
of Anderson.	Waddell.
Johnson	Walker.
of Dimmit.	Wallace
Jones.	of Freestone.
Justice.	Wallace of Panola.
Keeton.	Ware.
King of Hopkins.	Wassell.
King of	Webb.
Throckmorton.	Whitaker.
Kirkland.	Williams
Land.	of Sabine.
Loftin.	Williams
Long.	of Travis.
Loy.	Williamson.
Masterson.	Woodall.
McCombs.	Young.

Nays—3.

Kennedy.	Stell.
Olsen.	

## Absent.

Acker.	Lewis.
Albritton.	Lipscomb.
Alexander.	Minor.
Anderson.	Parish of Runnels.
Barron.	Powell.
Branch.	Renfro
Farrar.	of Angelina.
Finlay.	Rowell.
Fuchs.	Smith of El Paso.
Harman.	Smith of Smith.
Hogg.	Storey.
Kayton.	Teer.
Kemble.	Wallace of Smith.
Kincaid.	Woodruff.
Kirby.	

## Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

The Speaker then laid Senate bill No. 82 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—106.

Mr. Speaker.	High.
Avis.	Holder.
Barnett.	Holland.
Bass.	Hornaday.
Beck.	Jacks.
Bird.	Johnson
Boggs.	of Anderson.
Bonham.	Johnson
Boon.	of Dimmit.
Brice.	Jones.
Brown.	Justice.
Conway.	Keeton.
Cornwell.	Kennedy.
Cox.	King of Hopkins.
Cummings.	King of
Daniel.	Throckmorton.
Davis.	Kirkland.
DeBerry.	Land.
Enderby.	Long.
Eickenroht.	Loy.
Farrar.	Masterson.
Faulk.	McCombs.
Fly.	McGill.
Forbes.	McKean.
Foster.	Minor.
Gibson.	Morse.
Gilbert.	Murphy.
Graves.	Nabors.
Gray.	Nicholson.
Hagaman.	Olsen.
Hall.	Parrish of Travis.
Harding.	Pavlica.
Hefley.	Pearce.

Petsch.	Storey.
Poage.	Stout.
Pope.	Swain.
Porter.	Taylor.
Purl.	Tillotson.
Rawlins.	Turner.
Reagan.	Van Zandt.
Renfro of Mills.	Veatch.
Rogers of Hays.	Waddell.
Rogers of Shelby.	Walker.
Runge.	Wallace
Sanders.	of Freestone.
Satterwhite.	Wallace of Panola.
Shaver.	Ware.
Shearer.	Wassell.
Sheats.	Webb.
Shirley.	Whitaker.
Simmons.	Williams
Sinks.	of Sabine.
Smith of Nueces.	Williams
Smyth.	of Travis.
Snelgrove.	Williamson.
Stell.	Woodall.
Stevenson.	Young.

## Absent.

Acker.	Kirby.
Albritton.	Lewis.
Alexander.	Lipscomb.
Anderson.	Loftin.
Barron.	Parish of Runnels.
Bateman.	Pool.
Branch.	Powell.
Duvall.	Renfro
Finlay.	of Angelina.
Fuchs.	Rowell.
Harman.	Smith of El Paso.
Hogg.	Smith of Smith.
Kayton.	Teer.
Kemble.	Wallace of Smith.
Kincaid.	Woodruff.

## Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

## SENATE BILL NO. 85 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 85, A bill to be entitled "An Act changing and fixing the terms and times of holding district court in the Seventy-second and Ninety-ninth Judicial Districts; enacting proper provisions relating to process issued, bonds and recognizances made and grand and petit juries drawn before

this act takes effect in said judicial districts; enacting provisions relating to the jurisdiction of the district courts in said districts in Lubbock county and providing for the transfer of cases in said county as between the district courts of said judicial districts; providing for all things necessary to be done in connection with any such cases so transferred, and enacting provisions relating to process and writs in any such transferred cases; providing all things necessary and incidental to the main subject and purpose of this act whether mentioned in detail in this caption or not; declaring the rule of construction in event any part or provision of the act should be held unconstitutional or invalid for any reason; providing for the holding of any term of court in session at the time this act takes effect, and declaring an emergency."

The bill was read second time and was passed to third reading.

#### SENATE BILL NO. 85 ON THIRD READING.

Mr. Young moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 85 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

Mr. Speaker.	Gray.
Avis.	Hagaman.
Barnett.	Hall.
Barron.	Harding.
Bass.	Hefley.
Bateman.	High.
Beck.	Holder.
Bird.	Holland.
Boggs.	Hornaday.
Bonham.	Jacks.
Boon.	Johnson
Brice.	of Anderson.
Brown.	Johnson
Conway.	of Dimmit.
Cornwell.	Jones.
Cox.	Justice.
Cummings.	Keeton.
Daniel.	King of Hopkins.
DeBerry.	King of
Enderby.	Throckmorton.
Eickenroht.	Kirkland.
Farrar.	Land.
Faulk.	Lipscomb.
Fly.	Loftin.
Forbes.	Long.
Foster.	Loy.
Gibson.	Masterson.
Gilbert.	McGill.
Graves.	McKean.

Minor.	Smyth.
Morse.	Stell.
Murphy.	Stevenson.
Nabors.	Storey.
Nicholson.	Stout.
Parrish of Travis.	Swain.
Pavlica.	Taylor.
Pearce.	Turner.
Poage.	Van Zandt.
Pool.	Veatch.
Pope.	Waddell.
Porter.	Walker.
Purl.	Wallace
Rawlins.	of Freestone.
Reagan.	Wallace of Panola.
Rogers of Hays.	Ware.
Rogers of Shelby.	Wassell.
Runge.	Webb.
Sanders.	Whitaker.
Satterwhite.	Williams
Shaver.	of Sabine.
Shearer.	Williams
Sheats.	of Travis.
Shirley.	Williamson.
Simmons.	Woodall.
Sinks.	Young.
Smith of Nueces.	

Nays—3.

Albritton.	Olsen.
Kennedy.	

Absent.

Acker.	McCombs.
Alexander.	Parish of Runnels.
Anderson.	Petsch.
Branch.	Powell.
Davis.	Renfro
Duvall.	of Angelina.
Finlay.	Renfro of Mills.
Fuchs.	Rowell.
Harman.	Smith of El Paso.
Hogg.	Smith of Smith.
Kayton.	Snelgrove.
Kemble.	Teer.
Kincaid.	Tillotson.
Kirby.	Wallace of Smith.
Lewis.	Woodruff.

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

The Speaker then laid Senate bill No. 85 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:



## Yeas—108.

Mr. Speaker.	Masterson.
Albritton.	McGill.
Avis.	McKean.
Barnett.	Morse.
Barron.	Murphy.
Bass.	Nabors.
Bateman.	Nicholson.
Beck.	Olsen.
Bird.	Parrish of Travis.
Boggs.	Pavlica.
Bonham.	Pearce.
Boon.	Poage.
Brice.	Pope.
Brown.	Porter.
Conway.	Purl.
Cornwell.	Rawlins.
Cox.	Reagan.
Cummings.	Rogers of Hays.
Daniel.	Rogers of Shelby.
Davis.	Runge.
DeBerry.	Sanders.
Enderby.	Satterwhite.
Eickenroht.	Shaver.
Farrar.	Shearer.
Faulk.	Sheats.
Fly.	Shirley.
Forbes.	Simmons.
Foster.	Sinks.
Gibson.	Smith of Nueces.
Gilbert.	Smyth.
Graves.	Snelgrove.
Gray.	Stell.
Hagaman.	Stevenson.
Hall.	Storey.
Harding.	Stout.
Hefley.	Swain.
High.	Taylor.
Holder.	Tillotson.
Holland.	Turner.
Hornaday.	Van Zandt.
Jacks.	Veatch.
Johnson	Waddell.
of Anderson.	Walker.
Johnson	Wallace
of Dimmit.	of Freestone.
Jones.	Wallace of Panola.
Justice.	Ware.
Keeton.	Wassell.
King of Hopkins.	Webb.
King of	Whitaker.
Throckmorton.	Williams
Kirkland.	of Sabine.
Land.	Williams
Lipscomb.	of Travis.
Loftin.	Woodall.
Long.	Young.
Loy.	

## Present—Not Voting.

Kennedy.

## Absent.

Acker.	Branch.
Alexander.	Duvall.
Anderson.	Finlay.

Fuchs.	Pool.
Harman.	Powell.
Hogg.	Renfro
Kayton.	of Angelina.
Kemble.	Renfro of Mills.
Kincaid.	Rowell.
Kirby.	Smith of El Paso.
Lewis.	Smith of Smith.
McCombs.	Teer.
Minor.	Wallace of Smith.
Parish of Runnels.	Williamson.
Petsch.	Woodruff.

## Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

## SENATE BILL NO. 88 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 88, A bill to be entitled "An Act to create a court to be known as the County Court of Cameron County at Law, and declaring an emergency."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 88 ON THIRD READING.

Mr. Lipscomb moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 88 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—105.

Mr. Speaker.	DeBerry.
Avis.	Enderby.
Barnett.	Eickenroht.
Barron.	Farrar.
Bass.	Faulk.
Bateman.	Fly.
Beck.	Forbes.
Bird.	Foster.
Boggs.	Gibson.
Bonham.	Gilbert.
Boon.	Graves.
Brice.	Gray.
Brown.	Hagaman.
Conway.	Hall.
Cornwell.	Harding.
Cox.	Hefley.
Cummings.	High.
Daniel.	Holder.
Davis.	Holland.

Hornaday.	Rogers of Hays.
Jacks.	Rogers of Shelby.
Johnson	Runge.
of Anderson.	Sanders.
Johnson	Satterwhite.
of Dimmit.	Shaver.
Jones.	Shearer.
Justice.	Sheats.
Keeton.	Shirley.
King of Hopkins.	Simmons.
King of	Sinks.
Throckmorton.	Smith of Nueces.
Kirkland.	Snelgrove.
Land.	Stevenson.
Lipscomb.	Stout.
Loftin.	Swain.
Long.	Taylor.
Loy.	Tillotson.
Masterson.	Turner.
McGill.	Van Zandt.
McKean.	Veatch.
Minor.	Waddell.
Morse.	Wallace
Murphy.	of Freestone.
Nabors.	Wallace of Panola.
Nicholson.	Ware.
Parrish of Travis.	Wassell.
Pavlica.	Webb.
Pearce.	Whitaker.
Poage.	Williams
Pool.	of Sabine.
Pope.	Williams
Porter.	of Travis.
Purl.	Williamson.
Rawlins.	Woodall.
Reagan.	Young.
Renfro of Mills.	

## Nays—5.

Albritton.	Stell.
Kennedy.	Walker.
Olsen.	

## Absent.

Acker.	McCombs.
Alexander.	Parish of Runnels.
Anderson.	Petsch.
Branch.	Powell.
Duvall.	Renfro
Finlay.	of Angelina.
Fuchs.	Rowell.
Harman.	Smith of El Paso.
Hogg.	Smith of Smith.
Kayton.	Smyth.
Kemble.	Storey.
Kincaid.	Teer.
Kirby.	Wallace of Smith.
Lewis.	Woodruff.

## Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

The Speaker then laid Senate bill No. 88 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—101.

Mr. Speaker.	Loy.
Albritton.	Masterson.
Barnett.	McGill.
Barron.	McKean.
Bass.	Minor.
Bateman.	Morse.
Beck.	Nicholson.
Bird.	Olsen.
Boggs.	Parrish of Travis.
Bonham.	Pavlica.
Brice.	Pearce.
Brown.	Poage.
Conway.	Pope.
Cornwell.	Porter.
Cox.	Purl.
Cummings.	Rawlins.
Daniel.	Reagan.
Davis.	Renfro of Mills.
DeBerry.	Rogers of Hays.
Enderby.	Rogers of Shelby.
Eickenroht.	Runge.
Farrar.	Sanders.
Faulk.	Shaver.
Fly.	Shearer.
Forbes.	Sheats.
Foster.	Shirley.
Gibson.	Simmons.
Gilbert.	Sinks.
Graves.	Smith of Nueces.
Gray.	Smyth.
Hagaman.	Snelgrove.
Hall.	Stell.
Harding.	Stevenson.
Hefley.	Stout.
High.	Swain.
Holder.	Taylor.
Holland.	Turner.
Hornaday.	Van Zandt.
Jacks.	Waddell.
Johnson	Walker.
of Anderson.	Wallace
Johnson	of Freestone.
of Dimmit.	Wallace of Panola.
Jones.	Ware.
Justice.	Wassell.
Keeton.	Webb.
King of Hopkins.	Whitaker.
King of	Williams
Throckmorton.	of Sabine.
Kirkland.	Williams
Land.	of Travis.
Lipscomb.	Williamson.
Loftin.	Woodall.
Long.	Young.

Nays—1.

Kennedy.

Absent.		Gilbert.	Porter.
Acker.	Nabors.	Graves.	Purl.
Alexander.	Parish of Runnels.	Gray.	Rawlins.
Anderson.	Petsch.	Hagaman.	Reagan.
Avis.	Pool.	Hall.	Renfro of Mills.
Boon.	Powell.	Harding.	Rogers of Hays.
Branch.	Renfro	Hefley.	Rogers of Shelby.
Duvall.	of Angelina.	High.	Runge.
Finlay.	Rowell.	Holder.	Sanders.
Fuchs.	Satterwhite.	Holland.	Satterwhite.
Harman.	Smith of El Paso.	Hornaday.	Shaver.
Hogg.	Smith of Smith.	Jacks.	Shearer.
Kayton.	Storey.	Johnson	Shirley.
Kemble.	Teer.	of Anderson.	Simmons.
Kincaid.	Tillotson.	Johnson	Sinks.
Kirby.	Veatch.	of Dimmit.	Smith of Nueces.
Lewis.	Wallace of Smith.	Jones.	Smyth.
McCombs.	Woodruff.	Justice.	Snelgrove.
Murphy.		Keeton.	Stell.
Absent—Excused.		King of Hopkins.	Stevenson.
		King of	Stout.
		Throckmorton.	Swain.
Black.	Merritt.	Kirkland.	Taylor.
Denman.	Montgomery.	Land.	Tillotson.
Dielmann.	Moursund.	Lipscomb.	Turner.
Dunlap.	Smith of Atascosa.	Loflin.	Van Zandt.
Gates.	Sutton.	Long.	Veatch.
Kenyon.	Wells.	Masterson.	Waddell.
Kinnear.		McGill.	Walker.
SENATE BILL NO. 110 ON SECOND READING.		McKean.	Wallace
The Speaker laid before the House, on its second reading and passage to third reading,		Minor.	of Freestone.
S. B. No. 110, A bill to be entitled "An Act creating Brazos River Harbor Navigation District of Brazoria county."		Morse.	Wallace of Panola.
The bill was read second time and was passed to third reading.		Murphy.	Ware.
SENATE BILL NO. 110 ON THIRD READING.		Nabors.	Wassell.
Mr. DeBerry moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 110 be placed on its third reading and final passage.		Nicholson.	Webb.
The motion prevailed by the following vote:		Olsen.	Whitaker.
Yeas—105.		Parrish of Travis.	Williams
Mr. Speaker.	Cornwell.	Pavlica.	of Sabine.
Avis.	Cox.	Pearce.	Williamson.
Barnett.	Cummings.	Poage.	Woodall.
Barron.	Daniel.	Pool.	Young.
Bass.	Davis.	Pope.	
Bateman.	DeBerry.		Nays—2.
Beck.	Enderby.	Albritton.	Kennedy.
Bird.	Eickenroht.		Absent.
Boggs.	Farrar.	Acker.	Parish of Runnels.
Bonham.	Faulk.	Alexander.	Petsch.
Boon.	Fly.	Anderson.	Powell.
Brice.	Forbes.	Branch.	Renfro
Brown.	Foster.	Duvall.	of Angelina.
Conway.	Gibson.	Finlay.	Rowell.
		Fuchs.	Sheats.
		Harman.	Smith of El Paso.
		Hogg.	Smith of Smith.
		Kayton.	Storey.
		Kemble.	Teer.
		Kincaid.	Wallace of Smith.
		Kirby.	Williams
		Lewis.	of Travis.
		Loy.	Woodruff.
		McCombs.	
		Absent—Excused.	
		Black.	Dielmann.
		Denman.	Dunlap.

Gates.  
Kenyon.  
Kinnear.  
Merritt.  
Montgomery.

Moursund.  
Smith of Atascosa.  
Sutton.  
Wells.

Williamson.  
Woodall.

Young.  
Nays—1.

Kennedy.

Absent.

The Speaker then laid Senate bill No. 110 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—105.

Mr. Speaker.	McGill.
Albritton.	McKean.
Avis.	Minor.
Barnett.	Morse.
Barron.	Murphy.
Bass.	Nabors.
Bateman.	Nicholson.
Beck.	Olsen.
Bird.	Parrish of Travis.
Boggs.	Pavlica.
Boon.	Pearce.
Brice.	Poage.
Brown.	Pool.
Conway.	Pope.
Cox.	Porter.
Cummings.	Purl.
Daniel.	Rawlins.
Davis.	Reagan.
DeBerry.	Renfro of Mills.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Farrar.	Runge.
Faulk.	Sanders.
Fly.	Satterwhite.
Forbes.	Shaver.
Foster.	Shearer.
Gibson.	Sheats.
Gilbert.	Shirley.
Graves.	Simmons.
Gray.	Sinks.
Hagaman.	Smith of Nueces.
Hall.	Smyth.
Harding.	Snelgrove.
Hefley.	Stell.
High.	Stevenson.
Holder.	Stout.
Holland.	Swain.
Hornaday.	Taylor.
Jacks.	Tillotson.
Johnson	Turner.
of Anderson.	Van Zandt.
Johnson	Waddell.
of Dimmit.	Walker.
Justice.	Wallace
Keeton.	of Freestone.
King of Hopkins.	Wallace of Panola.
King of	Ware.
Throckmorton.	Wassell.
Kirkland.	Webb.
Land.	Whitaker.
Lipscomb.	Williams
Loftin.	of Sabine.
Long.	Williams
Masterson.	of Travis.

Acker.  
Alexander.  
Anderson.  
Bonham.  
Branch.  
Cornwell.  
Duvall.  
Finlay.  
Fuchs.  
Harman.  
Hogg.  
Jones.  
Kayton.  
Kemble.  
Kincaid.  
Kirby.

Lewis.  
Loy.  
McCombs.  
Parish of Runnels.  
Petsch.  
Powell.  
Renfro  
of Angelina.  
Rowell.  
Smith of El Paso.  
Smith of Smith.  
Storey.  
Teer.  
Veatch.  
Wallace of Smith.  
Woodruff.

Absent—Excused.

Black.  
Denman.  
Dielmann.  
Dunlap.  
Gates.  
Kenyon.  
Kinnear.

Merritt.  
Montgomery.  
Moursund.  
Smith of Atascosa.  
Sutton.  
Wells.

#### HOUSE BILL NO. 145 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 145, A bill to be entitled "An Act to amend Article 7328 (7689) of the Revised Civil Statutes of 1925, which article relates to and provides for proceedings in tax suits and the manner provided by law in ordinary foreclosure suits in the district courts of this State; and which amendment to said Article 7328 provides that sales contemplated in tax foreclosure suits shall be made in the manner prescribed for the sale of real estate under execution, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 145 ON THIRD READING.

Mr. Johnson of Dimmit moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 145 be placed on its third reading and final passage.

The motion prevailed by the following vote:



## Yeas—100.

Mr. Speaker.	Long.
Avis.	Masterson.
Barnett.	McGill.
Barron.	McKean.
Bass.	Minor.
Bateman.	Morse.
Beck.	Murphy.
Bird.	Nabors.
Boggs.	Nicholson.
Bonham.	Pavlica.
Boon.	Pearce.
Brice.	Poage.
Brown.	Pool.
Conway.	Pope.
Cornwell.	Porter.
Cox.	Purl.
Cummings.	Rawlins.
Daniel.	Reagan.
Davis.	Renfro of Mills.
DeBerry.	Rogers of Hays.
Duvall.	Rogers of Shelby.
Enderby.	Runge.
Eickenroht.	Sanders.
Farrar.	Satterwhite.
Faulk.	Shaver.
Forbes.	Shearer.
Foster.	Sheats.
Gibson.	Shirley.
Gilbert.	Simmons.
Graves.	Sinks.
Gray.	Smith of Nueces.
Hagaman.	Smyth.
Hall.	Snelgrove.
Harding.	Stell.
Hefley.	Stevenson.
High.	Stout.
Holder.	Taylor.
Holland.	Tillotson.
Hornaday.	Turner.
Jacks.	Van Zandt.
Johnson	Veatch.
of Anderson.	Waddell.
Johnson	Walker.
of Dimmit.	Wallace
Jones.	of Freestone.
Justice.	Wallace of Panola.
Keeton.	Ware.
King of Hopkins.	Wassell.
King of	Webb.
Throckmorton.	Williams
Kirkland.	of Sabine.
Land.	Williamson.
Lipscomb.	Woodall.
Loftin.	Young.

## Nays—4.

Albritton.	Olsen.
Kennedy.	Whitaker.

## Absent.

Acker.	Finlay.
Alexander.	Fly.
Anderson.	Fuchs.
Branch.	Harman.

Hogg.	Renfro
Kayton.	of Angelina.
Kemble.	Rowell.
Kincaid.	Smith of El Paso.
Kirby.	Smith of Smith.
Lewis.	Storey.
Loy.	Swain.
McCombs.	Teer.
Parish of Runnels.	Wallace of Smith.
Parrish of Travis.	Williams
Petsch.	of Travis.
Powell.	Woodruff.

## Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

The Speaker then laid House bill No 145 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—102.

Mr. Speaker.	Holland.
Albritton.	Hornaday.
Avis.	Jacks.
Barnett.	Johnson
Barron.	of Anderson.
Bass.	Johnson
Bateman.	of Dimmit.
Beck.	Jones.
Bird.	Justice.
Boggs.	Keeton.
Bonham.	Kennedy.
Boon.	King of Hopkins.
Brice.	King of
Brown.	Throckmorton.
Conway.	Kirkland.
Cornwell.	Land.
Cox.	Lipscomb.
Cummings.	Loftin.
Daniel.	Long.
Davis.	Masterson.
DeBerry.	McGill.
Duvall.	McKean.
Enderby.	Morse.
Eickenroht.	Murphy.
Farrar.	Nabors.
Faulk.	Nicholson.
Fly.	Olsen.
Forbes.	Parrish of Travis.
Foster.	Pavlica.
Gibson.	Pearce.
Gilbert.	Poage.
Gray.	Pope.
Hagaman.	Porter.
Hall.	Rawlins.
Harding.	Reagan.
High.	Renfro of Mills.
Holder.	Rogers of Hays.

Rogers of Shelby.	Turner.
Runge.	Van Zandt.
Sanders.	Veatch.
Satterwhite.	Waddell.
Shaver.	Walker.
Shearer.	Wallace
Sheats.	of Freestone.
Shirley.	Wallace of Panola.
Simmons.	Ware.
Sinks.	Wassell.
Smith of Nueces.	Webb.
Smyth.	Williams
Snelgrove.	of Sabine.
Stell.	Williams
Stevenson.	of Travis.
Stout.	Williamson.
Swain.	Woodall.
Taylor.	Young.

Absent.

Acker.	Minor.
Alexander.	Parish of Runnels.
Anderson.	Petsch.
Branch.	Pool.
Finlay.	Powell.
Fuchs.	Purl.
Graves.	Renfro
Harman.	of Angelina.
Hefley.	Rowell.
Hogg.	Smith of El Paso.
Kayton.	Smith of Smith.
Kemble.	Storey.
Kincaid.	Teer.
Kirby.	Tillotson.
Lewis.	Wallace of Smith.
Loy.	Whitaker.
McCombs.	Woodruff.

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

## SENATE BILL NO. 121 ON SECOND READING.

Mr. Young moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 121 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote.

Yeas—102.

Mr. Speaker.	Bass.
Avis.	Bateman.
Barnett.	Beck.
Barron.	Bird.

Boggs.	Nabors.
Bonham.	Nicholson.
Boon.	Parrish of Travis.
Brice.	Pavlica.
Conway.	Pearce.
Cornwell.	Poage.
Cox.	Pool.
Cummings.	Pope.
Daniel.	Porter.
Davis.	Purl.
DeBerry.	Rawlins.
Enderby.	Reagan.
Eickenroht.	Renfro of Mills.
Farrar.	Rogers of Hays.
Faulk.	Rogers of Shelby.
Fly.	Runge.
Forbes.	Sanders.
Foster.	Satterwhite.
Gibson.	Shaver.
Gilbert.	Shearer.
Graves.	Shirley.
Gray.	Simmons.
Hagaman.	Sinks.
Hall.	Smith of Nueces
Harding.	Smyth.
Hefley.	Snelgrove.
High.	Stell.
Holder.	Stevenson.
Holland.	Stout.
Hornaday.	Swain.
Jacks.	Taylor.
Johnson	Tillotson.
of Anderson.	Turner.
Johnson	Van Zandt.
of Dimmit.	Veatch.
Jones.	Waddell.
Justice.	Walker.
Keeton.	Wallace
King of Hopkins.	of Freestone.
King of	Wallace of Panola.
Throckmorton.	Ware.
Kirkland.	Wassell.
Land.	Webb.
Lipscomb.	Whitaker.
Loftin.	Williams
Long.	of Sabine.
Loy.	Williams
Masterson.	of Travis.
McGill.	Williamson.
McKean.	Woodall.
Morse.	Young.
Murphy.	

Nays—3.

Olsen.

Absent.

Acker.	Harman.
Alexander.	Hogg.
Anderson.	Kayton.
Branch.	Kemble.
Brown.	Kincaid.
Duvall.	Kirby.
Finlay.	Lewis.
Fuchs.	McCombs.

Minor.	Sheats.
Parish of Runnels.	Smith of El Paso.
Petsch.	Smith of Smith.
Powell.	Storey.
Renfro	Teer.
of Angelina.	Wallace of Smith.
Rowell.	Woodruff.

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

The Speaker then laid before the House, on its second reading and passage to third reading.

S. B. No. 121, A bill to be entitled "An Act providing for a district attorney and an assistant district attorney in the Ninetieth Judicial District."

The bill was read second time and was passed to third reading.

#### SENATE BILL NO. 121 ON THIRD READING.

The Speaker then laid Senate bill No. 121 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—100.

Mr. Speaker.	Gray.
Albritton.	Hagaman.
Avis.	Hall.
Barnett.	Harding.
Barron.	Hefley.
Bass.	High.
Bateman.	Holder.
Beck.	Hornaday.
Boggs.	Jacks.
Bonham.	Johnson
Boon.	of Anderson.
Brice.	Johnson
Brown.	of Dimmit.
Conway.	Jones.
Cornwell.	Justice.
Cummings.	Keeton.
Daniel.	King of Hopkins.
Davis.	King of
DeBerry.	Throckmorton.
Enderby.	Kirkland.
Eickenroht.	Land.
Farrar.	Lipscomb.
Faulk.	Loftin.
Fly.	Long.
Forbes.	Masterson.
Foster.	McGill.
Gibson.	Morse.
Gilbert.	Murphy.
Graves.	Nabors.

Nicholson.	Snelgrove.
Olsen.	Stell.
Parrish of Travis.	Stevenson.
Pavlica.	Swain.
Pearce.	Taylor.
Poage.	Turner.
Pool.	Van Zandt.
Pope.	Veatch.
Porter.	Waddell.
Purl.	Walker.
Rawlins.	Wallace
Reagan.	of Freestone.
Renfro of Mills.	Wallace of Panola.
Rogers of Hays.	Ware.
Rogers of Shelby.	Wassell.
Runge.	Webb.
Satterwhite.	Whitaker.
Shaver.	Williams
Shearer.	of Sabine.
Sheats.	Williams
Shirley.	of Travis.
Simmons.	Williamson.
Sinks.	Woodall.
Smith of Nueces.	Young.
Smyth.	

Nays—2.

Kennedy.	Stout.
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Absent.

Acker.	McCombs.
Alexander.	McKean.
Anderson.	Minor.
Bird.	Parish of Runnels.
Branch.	Petsch.
Cox.	Powell.
Duvall.	Renfro
Finlay.	of Angelina.
Fuchs.	Rowell.
Harman.	Sanders.
Hogg.	Smith of El Paso.
Holland.	Smith of Smith.
Kayton.	Storey.
Kemble.	Teer.
Kincaid.	Tillotson.
Kirby.	Wallace of Smith.
Lewis.	Woodruff.
Loy.	

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

#### SENATE BILL NO. 63 ON SECOND READING.

Mr. Webb moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 63 be placed on its second reading and passage to third

reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	McGill.
Avis.	McKean.
Barron.	Morse.
Bass.	Murphy.
Bateman.	Nabors.
Beck.	Nicholson.
Boggs.	Parrish of Travis.
Bonham.	Pavlica.
Boon.	Poage.
Brice.	Pool.
Brown.	Pope.
Conway.	Porter.
Cornwell.	Purl.
Cox.	Rawlins.
Cummings.	Reagan.
Daniel.	Renfro of Mills.
Davis.	Rogers of Hays.
DeBerry.	Rogers of Shelby.
Duvall.	Runge.
Enderby.	Sanders.
Eickenroht.	Satterwhite.
Farrar.	Shaver.
Faulk.	Shearer.
Fly.	Sheats.
Forbes.	Shirley.
Foster.	Simmons.
Gibson.	Sinks.
Gilbert.	Smith of Nueces.
Graves.	Smyth.
Gray.	Snelgrove.
Hagaman.	Stell.
Hall.	Stevenson.
Hefley.	Sutton.
High.	Swain.
Holder.	Taylor.
Holland.	Tillotson.
Hornaday.	Turner.
Jacks.	Van Zandt.
Johnson	Veatch.
of Anderson.	Waddell.
Johnson	Wallace
of Dimmit.	of Freestone.
Jones.	Wallace of Panola.
Justice.	Ware.
Keeton.	Wassell.
King of Hopkins.	Webb.
King of	Whitaker.
Throckmorton.	Williams
Kirkland.	of Sabine.
Land.	Williams
Lipscomb.	of Travis.
Loftin.	Williamson.
Long.	Woodall.
Loy.	Young.
Masterson.	

Nays—5.

Albritton.	Pearce.
Kennedy.	Walker.
Olsen.	

Present—Not Voting.

Stout.

Absent.

Acker.	Lewis.
Alexander.	McCombs.
Anderson.	Minor.
Barnett.	Parish of Runnels.
Bird.	Petsch.
Branch.	Powell.
Finlay.	Renfro
Fuchs.	of Angelina.
Harding.	Rowell.
Harman.	Smith of El Paso.
Hogg.	Smith of Smith.
Kayton.	Storey.
Kemble.	Teer.
Kincaid.	Wallace of Smith.
Kirby.	Woodruff.

Absent—Excused.

Black.	Kinnear.
Denman.	Merritt.
Dielmann.	Montgomery.
Dunlap.	Moursund.
Gates.	Smith of Atascosa.
Kenyon.	Wells.

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 63, A bill to be entitled "An Act relative to the formation of fresh water supply districts."

The bill was read second time and was passed to third reading.

#### SENATE BILL NO. 63 ON THIRD READING.

The Speaker then laid Senate bill No. 63 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—109.

Mr. Speaker.	Davis.
Albritton.	DeBerry.
Avis.	Duvall.
Barnett.	Enderby.
Barron.	Eickenroht.
Bass.	Farrar.
Bateman.	Faulk.
Beck.	Fly.
Bird.	Forbes.
Boggs.	Foster.
Bonham.	Gibson.
Boon.	Gilbert.
Brice.	Graves.
Conway.	Gray.
Cornwell.	Hagaman.
Cox.	Harding.
Cummings.	Hefley.
Daniel.	High.



Holland.	Rogers of Hays.
Hornaday.	Rogers of Shelby.
Jacks.	Runge.
Johnson	Sanders.
of Anderson.	Satterwhite.
Johnson	Shaver.
of Dimmit.	Shearer.
Jones.	Sheats.
Justice.	Shirley.
Keeton.	Simmons.
Kennedy.	Sinks.
King of Hopkins.	Smith of Nueces.
King of	Smyth.
Throckmorton.	Snelgrove.
Kirkland.	Stell.
Land.	Stevenson.
Lipscomb.	Stout.
Loftin.	Swain.
Long.	Taylor.
Masterson.	Tillotson.
McCombs.	Turner.
McGill.	Van Zandt.
McKean.	Veatch.
Minor.	Waddell.
Morse.	Walker.
Murphy.	Wallace
Nabors.	of Freestone.
Nicholson.	Wallace of Panola.
Olsen.	Ware.
Parrish of Travis.	Wassell.
Pavlica.	Webb.
Pearce.	Whitaker.
Poage.	Williams
Pool.	of Sabine.
Pope.	Williams
Porter.	of Travis.
Purl.	Williamson.
Rawlins.	Woodall.
Reagan.	Young.
Renfro of Mills.	

## Absent.

Acker.	Lewis.
Alexander.	Loy.
Anderson.	Parish of Runnels.
Branch.	Petsch.
Brown.	Powell.
Finlay.	Renfro
Fuchs.	of Angelina.
Hall.	Rowell.
Harman.	Smith of El Paso.
Hogg.	Smith of Smith.
Holder.	Storey.
Kayton.	Teer.
Kemble.	Wallace of Smith.
Kincaid.	Woodruff.
Kirby.	

## Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

## HOUSE BILL NO. 93 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 93, A bill to be entitled "An Act to provide a special road drag law for Collin county."

The bill was read third time and was passed.

Mr. Young moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

## HOUSE BILL NO. 98 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 98, A bill to be entitled "An Act prescribing what shall constitute the transcript in cases appealed to the Courts of Civil Appeals."

The bill was read third time.

Mr. Farrar offered the following amendment to the bill:

Amend House bill No. 98 by adding another section to read as follows:

"Section 5. The provisions of this law shall be construed as directory, and no case shall be reversed on account of a deviation therefrom unless it clearly appears that injury resulted to a complaining party."

Mr. Bonham offered the following substitute for the amendment:

Amend House bill No. 98, page 1, line 11, by striking out the word "shall" in said line and insert in lieu thereof the word "may"; and likewise change the word "shall" to "may" in line 20 and in line 23, and further amend said bill by striking out Section 4 of the bill.

(Mr. Jacks in the chair.)

On motion of Mr. Rawlins, the substitute amendment was tabled.

Mr. Petsch offered the following substitute for the amendment:

Amend House bill No. 98 by adding the following section:

"Providing, however, that no case shall be reversed because of the failure of the clerk to comply with the provisions of this law, but that upon such failure to comply or because of an unintentional error, the record shall be corrected by the order or the appellate court, upon its own motion or the motion of the injured party; provided further, that within one year after the entering of the final judgment and in case of no appeal, then it shall be the

duty of the clerk to destroy the duplicate."

(Speaker in the chair.)

Mr. Jones moved the previous question on the pending amendments and the bill and the main question was ordered.

Question first recurring on the substitute amendment by Mr. Petsch, it was adopted.

The amendment as substituted was adopted.

House bill No. 98 was then passed.

#### HOUSE BILL NO. 111 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 111, A bill to be entitled "An Act to amend Article 417, Title 7, Chapter 3 of the Code of Criminal Procedure of the State of Texas so that one indictment may cover all offenses growing out of the same transaction."

The bill was read third time and was passed.

#### RELATING TO SUSPENDING CERTAIN HOUSE RULE.

Mr. Satterwhite offered the following resolution:

Be it resolved, That that part of Rule 19 providing that: "No House bill, except appropriation bills, on its second reading, shall be considered for any purpose during the last seventy-two hours before the final adjournment of the Legislature."

"No Senate bill on its second reading shall be considered during the last seventy-two hours of the Regular Session of the Legislature, or during the last seventy-two hours of any Special or Called Session," be suspended until 4 o'clock p. m. Monday, June 6th.

The resolution was read second time.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—88.

Mr. Speaker.	Cornwell.
Albritton.	Cox.
Barnett.	Davis.
Barron.	Duvall.
Bateman.	Enderby.
Beck.	Eickenroht.
Bird.	Farrar.
Boggs.	Fly.
Bonham.	Forbes.
Brown.	Foster.
Conway.	Gibson.

Gilbert.	Purl.
Graves.	Rawlins.
Gray.	Reagan.
Hagaman.	Renfro of Mills.
Hall.	Rogers of Hays.
Harding.	Runge.
Hefley.	Sanders.
High.	Satterwhite.
Hogg.	Shaver.
Holder.	Shearer.
Holland.	Sheats.
Hornaday.	Shirley.
Jacks.	Simmons.
Johnson	Sinks.
of Dimmit.	Smith of Nueces.
Jones.	Stevenson.
Justice.	Stout.
Kemble.	Swain.
King of Hopkins.	Teer.
Kirkland.	Tillotson.
Lipscomb.	Turner.
Long.	Van Zandt.
Loy.	Waddell.
McCombs.	Walker.
Minor.	Wassell.
Morse.	Webb.
Murphy.	Williams
Parrish of Travis.	of Sabine.
Pearce.	Williams
Petsch.	of Travis.
Poage.	Williamson.
Porter.	Woodall.
Powell.	Young.

Nays—17.

Avis.	Pope.
Boon.	Rogers of Shelby.
Daniel.	Snelgrove.
DeBerry.	Stell.
Finlay.	Taylor.
McGill.	Wallace
McKean.	of Freestone.
Nabors.	Wallace of Panola.
Pavlica.	Whitaker.

Absent.

Acker.	Land.
Alexander.	Lewis.
Anderson.	Loftin.
Bass.	Masterson.
Branch.	Nicholson.
Brice.	Olsen.
Cummings.	Parish of Runnels.
Faulk.	Pool.
Fuchs.	Renfro
Harman.	of Angelina.
Johnson	Rowell.
of Anderson.	Smith of El Paso.
Kayton.	Smith of Smith.
Keeton.	Smyth.
Kennedy.	Storey.
Kincaid.	Veatch.
King of	Wallace of Smith.
Throckmorton.	Ware.
Kirby.	Woodruff.

## Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.
Kinnear.	

## BILL ORDERED NOT PRINTED.

On motion of Mr. Renfro of Mills, Senate bill No. 60 was ordered not printed.

## RECESS.

Mr. Daniel moved that the House adjourn until 10 o'clock a. m. next Monday.

Mr. Purl moved that the House recess to 8 o'clock p. m. today.

The motion of Mr. Purl prevailed, and the House, accordingly, at 6:05 o'clock p. m., took recess to 8 o'clock p. m. today.

## NIGHT SESSION.

The House met at 8 o'clock p. m. and was called to order by the Speaker.

## BILL ORDERED NOT PRINTED.

On motion of Mr. Graves, Senate bill No. 78 was ordered not printed.

Mr. Holder moved a call of the House for the purpose of maintaining a quorum until 10 o'clock p. m. today, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Holder, the Sergeant-at-Arms was instructed to bring in all absent members within the city.

## HOUSE BILL NO. 118 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 118, A bill to be entitled "An Act providing for a rural school supervisor in lieu of the teachers' institute as required under Article 2691, and providing for the payment of the salary and office expenses of said rural school supervisor, in counties having a

population of 36,750 to 37,550, according to the Federal census of 1920, and a scholastic population of at least 9000 as shown by the scholastic census report for the school year of 1926-1927, and declaring an emergency."

The bill was read second time.

Mr. Veatch offered the following amendment to the bill:

Amend caption to House bill No. 118 by striking out the words in line 3 "and office expenses."

The amendment was adopted.

House bill No. 118 was then passed to engrossment.

## SENATE BILL NO. 46 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 46, A bill to be entitled "An Act to provide for an adequate system of vital statistics, and for the registration of all births and deaths in this State, and for the compiling and preservation of records for such purposes; providing for issuance of birth and death certificates and certificates for disposing of all dead bodies in this State; providing necessary officers and employes, prescribing their duties and fixing their salaries and fees, and providing penalties for violating certain provisions of this act, and repealing Rules 34 to 37, inclusive, of the Sanitary Code, being Article 4477 of the Revised Statutes of 1925, and all other laws in conflict with this act."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 44 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 44, A bill to be entitled "An Act making provision for the continuance of teachers' certificates for one year where the holder of same takes and passes four subjects or courses at a summer school of a State Teachers College or any other institution rated as first class by the State Department of Education, and defining the meaning of courses for the purpose of this act, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 108 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 108, A bill to be entitled "An Act amending Chapter 217 of the General Laws of the Regular Session of the Fortieth Legislature, etc., so as to fix the compensation of grand jury bailiffs, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 62 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 62, A bill to be entitled "An Act amending Section 2 of Chapter 142 of the General and Special Laws of the Regular Session of the Fortieth Legislature, so as to authorize the money therein appropriated to be used for the payment of debts of the prison system already created in addition to the purposes for which said appropriation was made by the Act of the Regular Session of the Fortieth Legislature herein amended, and declaring an emergency."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 78 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 78, A bill to be entitled "An Act amending Article 2350 of the Revised Civil Statutes of 1925, as amended by Chapter 290 of the General and Special Laws of the Regular Session of the Fortieth Legislature so as to correct an error as made by the Fortieth Legislature in reference to the salary of county commissioners in counties having an assessed valuation of less than \$6,500,000, and making certain other changes in said Article 2350 in reference to the compensation of county commissioners, and declaring an emergency."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 118 ON SECOND READING.

The Speaker laid before the House,

on its second reading and passage to third reading,

S. B. No. 118, A bill to be entitled "An Act repealing Article 2538, Revised Civil Statutes of 1925, providing for the investment of State funds in government bonds; repealing Articles 2539, 2540, 2541, 2542 and 2543, creating and providing for the functioning of a rate making board, etc., and declaring an emergency."

The bill was read second time.

Mr. Parrish of Travis offered the following amendment to the bill:

Amend Senate bill No. 118, Section 1, Articles 25 and 29, by striking out the words "bonds of the Federal Land Banks located in Texas," and inserting in lieu thereof the following words: "Bonds issued by banks organized under the Federal Farm Loan Act."

The amendment was adopted.

Senate bill No. 118 was then passed to third reading.

## CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 7.

Mr. Wallace of Freestone, chairman, submitted the following conference committee report on Senate bill No. 7:

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Barry Miller, President of the Senate, and Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sirs: Your Conference Committee, appointed to adjust the differences between the House and Senate on Senate bill No. 7, which relates to an appropriation for rural State aid for the public schools, beg to recommend that the bill hereto attached do pass in lieu of the bills passed by the House and Senate.

## A BILL

## To Be Entitled

An Act appropriating one million six hundred thousand (\$1,600,000) dollars per year or so much thereof as may be necessary for the next two fiscal years for the purpose of promoting rural school education and equalizing the school opportunities afforded by the State to all children of scholastic age living in small and financially weak districts; authorizing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with conditions herein speci-



fied; providing certain prerequisites for the granting of such aid; providing for the maintenance of all rural schools which meet the requirements of this act, a term not exceeding six months out of State and county school funds; providing aid for schools where extraordinary conditions prevent schools meeting all stated requirements; providing limited equipment for rural schools that will afford instruction and demonstration in home and farm vocations; providing assistance in the formation and maintenance of rural high school districts according to a countywide plan, and providing for the payment out of this appropriation of the consolidation bonus authorized by the Thirty-ninth Legislature, Senate bill No. 408, General Laws of the State of Texas, to districts which were denied the benefits of said bonus; providing for the use of an amount not to exceed one hundred thousand (\$100,000) dollars for the payment each year of high school tuition of rural school pupils according to the provisions of Chapter 181, General Laws of the State of Texas, Fortieth Legislature, Regular Session; providing for the administration of the funds appropriated herein by the State Board of Education and the State Superintendent of Public Instruction; providing for the manner of payment and disbursement of all money granted under the provisions of this act; repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. For the purpose of promoting the public school interests of rural schools and equalizing the educational opportunities afforded by the State to all children of scholastic age living in small and financially weak school districts, there is hereby appropriated out of the general revenue one million six hundred thousand (\$1,600,000) dollars, or such part thereof as may be necessary, for the school year ending August 31, 1928, and one million six hundred thousand (\$1,600,000) dollars, or such part thereof as may be necessary, for the school year ending August 31, 1929, to be used in accordance with the following provisions of this act.

Sec. 2. State aid under the provisions of this act may be distributed in such way to assist all schools of not

more than 300 scholastic enrollment located in common or independent districts of not more than 400 scholastics to maintain the school solely out of State and county available funds for a term not to exceed six months; provided that if the school has sufficient funds from State and county available, together with its local maintenance tax, to maintain the desired term, not to exceed nine months, it shall not be eligible to receive State aid, the granting of such aid to be subject to the following conditions:

1. Each school receiving this aid shall be provided with a suitable schoolhouse, erected in accordance with the Texas Schoolhouse Building Law, or meeting substantially the requirements thereof, which shall be well located on a plot of ground not less than one acre in extent, properly drained.

2. Each such school shall be provided with the necessary desks, seats and blackboards, with library, maps and charts, with such heating and ventilating equipment and such sanitary closets as are approved by the State Superintendent or his representative.

3. Teachers employed in State aid schools shall furnish to the State Superintendent satisfactory evidence of professional training and teaching ability.

4. No common or independent school district shall be eligible to receive aid unless it shall be providing for the annual support of its schools by voting and levying a local school tax of not less than seventy-five cents on the hundred dollars of property valuation, and provided further that the property valuation shall not be less than said property is valued for State and county purposes, and provided further that the above requirements of a maintenance tax levy shall not apply to districts maintaining a school for Indians.

5. Each school receiving State aid under the provisions of this act shall teach the common school subjects as prescribed by law, and shall follow the State course of study and shall be required to observe the school laws and ruling of the State Superintendent of Public Instruction and State Board of Education.

6. Under the provisions of this act no one-teacher school, with an enrollment of more than twenty pupils, shall be eligible to receive aid, if said school offers work above the seventh grade, as outlined in the course of study.

Sec. 3. Schools of not more than three hundred (300) and not less than

twenty (20) scholastics located in districts of not more than 400 scholastic census enrollment, including transfers, complying with the foregoing conditions may send to the State Superintendent on blanks provided by the State Department of Education, a list of teachers employed in the school, showing the monthly salary, experience and training of each, together with an itemized statement of expected receipts and expenditures, the length of term, and such other information as may be required. The State Superintendent, with the approval of the State Board of Education, may then grant to the school such an amount of this fund, which, together with State and county available funds, may be necessary to maintain the school for a term not to exceed six months; provided, that if the school has sufficient funds from State and county available, together with its local maintenance tax, to maintain the desired term not to exceed nine months, it shall not be eligible to receive State aid.

It is hereby provided further that schools in sparsely settled counties, having less than 1400 scholastic population in the common school districts, may be exempted from the minimum restriction of twenty scholastics, provided that each district applying for aid votes and levies the limit of local support as provided in this bill.

Sec. 4. The maximum salaries to be paid out of State and county funds shall be according to a schedule approved by the State Board of Education. No part of the aid herein provided for shall be used for increasing the salary of any teacher, but the funds provided for in this act shall be used for the exclusive purpose of extending the length of the school term of the schools situated in the district receiving such aid. Any district violating any of the provisions of this act shall forfeit all rights to such aid and be disqualified to receive aid of any nature under any section herein provided. Should any school, which would otherwise be eligible to receive funds under this act, agree, promise, or contract with teachers to pay a larger salary, during the term provided out of State funds, than is to be paid during the remainder of the term out of local funds, then such school shall forfeit its right to receive aid.

Any county in this State that has a special equalization fund, derived from State and county available funds, shall receive from the appropriation herein provided a sum not to exceed twelve thousand five hundred (\$12,500) dollars

for each year of the biennium to supplement the equalization fund thereof, subject to the approval of the State Board of Education.

Sec. 5. In deciding upon the amount of aid to be granted to districts under the provisions of this act, the Superintendent of Public Instruction, with the approval of the State Board of Education, shall allot the money herein appropriated to schools upon the following basis: One teacher for any number of scholastics from 20 to 35, inclusive; two teachers for any number of scholastics from 36 to 65, inclusive; three teachers for any number from 66 to 95, inclusive; four teachers for any number from 96 to 125, inclusive; five teachers for any number from 126 to 155, inclusive; and at the same rate for additional teachers. The basis for calculation shall be the net scholastic enumeration of the district for the current year, which must include all transfers into the district, and from which shall be deducted all transfers from the district; providing that in unusual or extraordinary conditions of actual enrollment an adjustment as to the number of teachers may be made by the State Superintendent, with the approval of the State Board of Education.

Sec. 6. In case of extraordinary and unusual conditions where it can be shown that its own resources are insufficient, the State Board of Education may arrange for the support of a rural school from State aid funds for a period of not exceeding six months, even though the school district be unable to comply with the foregoing conditions; provided, however, that the amount of the tax herein provided for must be levied and collected by said school district, and this requirement cannot be waived by the State Board of Education; and provided further, that the amount granted in such case shall not exceed \$300.

Sec. 7. State aid to the amount of not more than \$300 to any one school in a district which will provide equipment for proper instruction and demonstration in farm mechanics and carpentry, gardening and agriculture, home economics and sanitation, sewing, cooking and canning, according to plans furnished and approved by the State Department of Education, may be granted from the appropriation authorized by this act. Each school in which such equipment has been placed by previous appropriations may receive \$100 for each year of this appropriation, pro-

vided the teacher employed is approved by the State Superintendent as competent for such instruction and a term report on the work done is made by the teacher in charge. It is expressly provided that the school district which applies for special aid under this section must be complying with the foregoing conditions as stated in Section 3 of this act.

Sec. 8. It is hereby further provided that when a rural high school district is legally formed, either by action of the county board of education or by election of resident voters, containing not less than forty square miles and not more than 700 scholastics of either white or colored population and providing a building and equipment which shall meet the approval of the State Superintendent of Public Instruction, and employing three teachers, including the principal doing high school work exclusively, or such number of teachers as in the judgment of the State Superintendent of Public Instruction is needed and necessary, it may be granted out of the yearly appropriations of this act the sum of five hundred (\$500) dollars for each entire school district included in said grouping; provided such rural high school district is one unit in a county-wide system of such high school districts mapped and planned for the entire county that has been approved by the State Superintendent of Public Instruction; provided that nothing herein shall prohibit any one such unit from receiving such aid as is provided herein on account of any other units in said county failing to comply with this act or to put into effect the plans of the county board of education in mapping out said county.

Any consolidation effected during the biennium from September 1, 1925, to August 31, 1927, under the provisions of Chapter 113, Senate bill No. 408, General Laws of the State of Texas, passed by the Thirty-ninth Legislature at its Regular Session, 1925, which has been denied the benefits of the bonus of \$1000 specified in said act, upon proof of such consolidation shall receive said bonus out of the appropriation provided for in this act.

Sec. 9. Rural high school districts, formed in accordance with Section 8 of this act, and all consolidations heretofore formed under provisions of State aid laws of 1923 and 1925, which make provisions for transportation of pupils

to and from said schools at public expense, may be granted from this fund in addition to the amount provided in Section 8, a sum equal to one-half the cost of transportation, amount not to exceed \$300 for each auto truck required, provided contracts for such transportation have been approved by the State Superintendent.

Sec. 10. It is hereby expressly provided that an amount not to exceed one hundred thousand (\$100,000) dollars of the appropriation made herein may be used each year of the biennium for the payment of tuition of rural high school pupils according to the provisions of Chapter 181 of the General Laws of the Fortieth Legislature, Regular Session.

Sec. 11. Except as authorized in Sections 7, 8 and 9, no district shall receive more than one thousand (\$1000) dollars in any one year under the provisions of this act.

Sec. 12. Duties of the State Superintendent of Public Instruction.—It shall be the duty of the State Superintendent, and he is hereby authorized, to take such action and to make such rules and regulations not inconsistent with the terms of this act as in his opinion may be necessary to carry out the provisions and intentions of this act and for the best interests of the schools for whose benefit the funds are appropriated. It shall be the duty of the State Superintendent to send one of the rural school supervisors, hereby authorized, who shall make a thorough investigation in person of the grounds, buildings, equipment, teaching force, and financial condition of each school applying for aid under the provisions of this act, and aid shall not be granted unless it can be shown that all provisions of this act and regulations made by the State Superintendent have been complied with, and that such amount of aid is actually needed.

Sec. 13. Warrants and Reports.—Warrants for all money granted under the provisions of this act shall be transmitted by the State Superintendent of Public Instruction to treasurers or depositories of school districts to which State aid is granted in the same manner as warrants for State apportionment are now transmitted, and it shall be the duty of all treasurers or depositories to make annually itemized reports under oath to the State Superintendent of Public Instruction of the expenditures of all money granted under the provisions of this act.



Sec. 14. Apportionment Privileges.—Rural schools accepting the provisions of this act shall be entitled to share in the distribution of State and county available school funds, and in all other school funds in the same manner, as all other school districts; and in case high school grades are maintained, the community shall still be entitled to participate in the distribution of any State aid that may be extended by the Legislature of Texas for vocational or industrial purposes to high schools of the State.

Sec. 15. The fact that many schools in rural districts are in need of aid, and that public policy requires that proper provisions be made for the maintenance and support of our schools with as little delay as possible, and the further fact that considerable time is required in preparation for carrying out the terms of this act before the schools can take advantage of the provisions stated herein, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and this act take effect and be in force from and after its passage, and it is so enacted.

PRICE,  
GREER,  
LOVE,

On the part of the Senate.

WALLACE of Freestone,  
YOUNG,  
BARRON,  
SMITH of Nueces,  
BARNETT,

On the part of the House.

On motion of Mr. Wallace of Freestone, the report was adopted.

#### CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 7.

Mr. Young, Chairman, submitted the following conference committee report on House bill No. 7:

Committee Room,  
Austin, Texas, June 3, 1927.

Hon. Barry Miller, President of the Senate, and Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sirs: Your Conference Committee, appointed to consider the differences between the House and Senate on

H. B. No. 7, A bill to be entitled "An Act making an appropriation for the year beginning September 1, 1928, and ending August 31, 1929, to supple-

ment the State's available school fund, and to be distributed in the same manner as that fund is distributed under the laws of this State, and declaring an emergency,"

Have had the same under consideration, have adjusted the differences, and recommend the passage of the following substitute bill:

H. B. No. 7. By Mr. Young et al.

#### A BILL

#### To Be Entitled

An Act making an appropriation for the year beginning September 1, 1928, and ending August 31, 1929, to supplement the State's available school fund, and to be distributed in the same manner as that fund is distributed under the laws of this State, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. For the purpose of promoting and aiding all the public schools of this State, there is hereby appropriated out of the general revenue fund in the State Treasury, the sum of one million, five hundred thousand (\$1,500,000) dollars, for the year beginning September 1, 1928, and ending August 31, 1929, the same to be added to the State's available school fund, and shall be distributed in accordance with the provisions of the laws of this State governing and relating to the distribution and apportionment of the State's available school fund.

Sec. 2. The fact that the schools of this State will require the additional funds as appropriated in this act, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and that this act shall take effect and be in force from and after its passage, and it is so enacted.

Respectfully submitted,

YOUNG,  
CONWAY,  
WALLACE of Freestone,  
HIGH,

On the part of the House.

WOOD,  
LEWIS,  
WIRTZ,  
WITT,

On the part of the Senate.

On motion of Mr. Young, the report was adopted.



SENATE BILL NO. 60 ON SECOND  
READING.

Mr. Swain moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 60 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—94.

Mr. Speaker.	Kirkland.
Anderson.	Lipscomb.
Avis.	Long.
Barnett.	McCombs.
Bateman.	Murphy.
Beck.	Nabors.
Bird.	Olsen.
Boggs.	Pavlica.
Bonham.	Pearce.
Boon.	Pool.
Brown.	Pope.
Conway.	Powell.
Cornwell.	Purl.
Cox.	Rawlins.
Daniel.	Reagan.
Davis.	Rogers of Hays.
Duvall.	Runge.
Enderby.	Sanders.
Eickenroht.	Satterwhite.
Farrar.	Shearer.
Finlay.	Sheats.
Fly.	Shirley.
Forbes.	Simmons.
Foster.	Sinks.
Gibson.	Smith of Nueces.
Gilbert.	Stell.
Graves.	Stevenson.
Gray.	Storey.
Hagaman.	Stout.
Hall.	Swain.
Harding.	Taylor.
High.	Teer.
Hogg.	Tillotson.
Holder.	Turner.
Holland.	Van Zandt.
Hornaday.	Veatch.
Jacks.	Waddell.
Johnson	Walker.
of Anderson.	Wallace
Johnson	of Freestone.
of Dimmit.	Wallace of Panola.
Justice.	Ware.
Keeton.	Wassell.
Kemble.	Webb.
King of Hopkins.	Williams
King of	of Travis.
Throckmorton.	Woodall.
Kinnear.	Young.

Nays—6.

Albritton.	McGill.
Brice.	Poage.
Kennedy.	Snelgrove.

## Absent.

Acker.	Morse.
Alexander.	Nicholson.
Barron.	Parish of Runnels.
Bass.	Parrish of Travis.
Branch.	Petsch.
Cummings.	Porter.
DeBerry.	Renfro
Faulk.	of Angelina.
Fuchs.	Renfro of Mills.
Harman.	Rogers of Shelby.
Hefley.	Rowell.
Jones.	Shaver.
Kayton.	Smith of El Paso.
Kincaid.	Smith of Smith.
Kirby.	Smyth.
Land.	Wallace of Smith.
Lewis.	Whitaker.
Loftin.	Williams
Loy.	of Sabine.
Masterson.	Williamson.
McKean.	Woodruff.
Minor.	

Absent—Excused.

Black.	Merritt.
Denman.	Montgomery.
Dielmann.	Moursund.
Dunlap.	Smith of Atascosa.
Gates.	Sutton.
Kenyon.	Wells.

The Speaker then laid before the House, on its second reading and passage to third reading.

S. B. No. 60, A bill to be entitled "An Act to amend Article 3137, Chapter 43, of Title 50, of the Revised Civil Statutes of Texas, adopted at the Regular Session of the Thirty-ninth Legislature," etc.

The bill was read second time and was passed to third reading.

SENATE BILL NO. 60 ON THIRD  
READING.

The Speaker then laid Senate bill No. 60 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 38 ON SECOND  
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 38, A bill to be entitled "An Act to amend Article 651, Title 8, Chapter 5, of the Code of Criminal Procedure of the State of Texas."

The bill was read second time.

Mr. McCombs offered the following amendment to the bill:

Amend House bill No. 38 by striking out all above and below the enacting clause and insert in lieu thereof the following:

H. B. No. 38, A bill to be entitled "An Act repealing Article 650 of the Code of Criminal Procedure of the State of Texas of 1925, which permits defendants jointly prosecuted to sever upon the request of either; and amending Article 651 of the Code of Criminal Procedure of the State of Texas of 1925 so as to provide that defendants jointly or separately indicted may ask for a severance, and giving to the trial judge the right to order such severance if, in his discretion, the ends of justice require a severance; providing that, if such severance is granted, all persons so charged may be introduced as witnesses for one another, and providing that no case shall be continued for the want of the testimony of the co-defendant, nor shall said affidavit, without other sufficient cause, operate as a continuance to either party, repealing Article 711 of the Code of Criminal Procedure of 1925, and declaring an emergency."

Section 1. That Article 650 of the Code of Criminal Procedure of the State of Texas, 1925, be and the same is hereby expressly repealed.

Sec. 2. That Article 651 of the Code of Criminal Procedure of the State of Texas, 1925, be and the same is hereby amended so as hereafter to read as follows:

"Article 651. Where two or more defendants are prosecuted for an offense growing out of the same transaction, whether indicted jointly or separately, either defendant may file his affidavit so stating, and that the evidence of his co-defendant, or defendants, is material to the defense of the affiant, and that affiant believes that there is not sufficient evidence against said co-defendant, or defendants, to secure his, or their conviction, and ask that his co-defendant, or defendants, be required to be first tried, and the trial judge is hereby granted the discretion to order a severance if, in his discretion he believes that justice requires a severance; provided, however, all persons so charged as principals, accomplices or accessories, whether in one or several indictments, may testify in all cases where their evidence is material; but no case shall be continued for the want of the testimony of a co-defendant, nor shall said affidavit, without sufficient cause, operate as a continuance to either party."

Sec. 3. That Article 711 of the Code of Criminal Procedure of the State of Texas of 1925, be and the same is hereby expressly repealed.

Sec. 4. That all laws and parts of laws in conflict herewith be and the same are hereby expressly repealed.

Sec. 5. The fact that the present statutes permitting persons jointly or separately indicted to sever, frequently results in great delay and many times in changes of venue, thus incurring unnecessary expense to the State, creates an emergency and an imperative public necessity demanding the suspension of the constitutional rule requiring all bills to be read on three several days in each House, and that this act take effect from and after its passage, and said rule is hereby suspended and it is so enacted.

The amendment was adopted.

Mr. Purl offered the following amendment to the bill:

Amend House bill No. 38 by adding a new section to be known as Section No. 2, which shall read as follows:

"Section 2. Provided, that when a severance is refused, each defendant shall be entitled to ten peremptory challenges."

(Mr. Purl in the chair.)

Mr. Boon moved the previous question on the pending amendment and the bill and the main question was ordered.

(Speaker in the chair.)

Question recurring on the amendment by Mr. Purl, it was lost.

House bill No. 38 was then passed to engrossment.

#### EXTENDING SYMPATHY TO HON. J. A. MERRITT.

Mr. Hall offered the following privileged resolution:

Whereas, We have learned with sorrow of the death of the daughter-in-law of our fellow member, Hon. J. A. Merritt; therefore, be it

Resolved by this House, That we extend to Mr. J. A. Merritt our heartfelt sympathy, and that the Chief Clerk be instructed to send a copy of this resolution to the family of the deceased.

Signed — Hall, Woodall, King of Throckmorton, Boggs, Finlay, Sheats.

The resolution was read second time and was adopted unanimously.

#### ADJOURNMENT.

On motion of Mr. McCombs, the House, at 10:40 o'clock p. m., ad-

journed until 9 o'clock a. m. next Monday.

### APPENDIX.

#### STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills as follows:

Education: House bills Nos. 140, 118; House concurrent resolution No. 4, Senate bill No. 6.

Oil, Gas and Mining: House bill No. 139.

Appropriations: Senate bill No. 62; House bill No. 130.

Public Health: Senate bill No. 46.

Judiciary: House bills Nos. 147, 145.

Game and Fisheries: House bill No. 144, Senate bill No. 73.

Claims and Accounts: Senate bill No. 75.

Highways and Motor Traffic: House bill No. 34; Senate bills Nos. 80, 81, 70, 82.

Banks and Banking: House bill No. 135.

The following committee has today filed adverse report on bill as follows:

Criminal Jurisprudence: House bill No. 132.

#### REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 126, A bill to be entitled "An Act creating Cameron County Water Control and Improvement District No. 5 in Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 5; providing that the management and control of the said Cameron County Water Control and Improvement District No. 5 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 5 shall be a conservation and reclamation district, and shall be governed by the provisions of Section 59, Article 16, of the Constitution, and by the provisions of Chapter 25, of the General Laws passed by

the Thirty-ninth Legislature, at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 5 to Cameron County Water Control and Improvement District No. 5, and converting said water improvement district into a water control and improvement district without impairment of obligations; providing the title to all property and rights in property now owned by Cameron County Water Improvement District No. 5 are vested in Cameron County Water Control and Improvement District No. 5, and that same shall be held and used under the provisions of Section 59, Article 16, of the State Constitution, and of Chapter 25, of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, as same now exist or may be hereafter amended; providing that the said water control and improvement district shall assume and discharge all legal obligations, contracts and indebtedness legally created by Cameron County Water Improvement District No. 5; validating the bonds heretofore issued and sold by said Cameron County Water Improvement District No. 5; providing that it shall not be necessary for an election to confirm the organization of the district created by this act; providing that proof of publication of constitutional notice required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room.

Austin, Texas, June 2, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 125, A bill to be entitled "An Act creating Cameron County Water Control and Improvement District No. 7 in Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 7; providing that the management and control of

the said Cameron County Water Control and Improvement District No. 7 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 7 shall be a conservation and reclamation district, and shall be governed by the provisions of Section 59, Article 16, of the Constitution, and by the provisions of Chapter 25, of the General Laws passed by the Thirty-ninth Legislature, at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 7 to Cameron County Water Control and Improvement District No. 7, and converting said water improvement district into a water control and improvement district without impairment of obligations; providing the title to all property and rights in property now owned by Cameron County Water Improvement District No. 7 are vested in Cameron County Water Control and Improvement District No. 7, and that same shall be held and used under the provisions of Section 59, Article 16, of the State Constitution, and of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, as same now exist or may be hereafter amended; providing that the said water control and improvement district shall assume and discharge all legal obligations, contracts and indebtedness legally created by Cameron County Water Improvement District No. 7; providing that it shall not be necessary for an election to confirm the organization of the district created by this act; providing that proof of publication of constitutional notice required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 87, A bill to be entitled

"An Act amending Article 1434 of the Penal Code by providing for the transfer of the certified copy of the tax collector's receipt issuing a general dealer's distinguishing number in lieu of the tax collector's receipt for the license fee issued for the current year, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 2, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 108, A bill to be entitled "An Act validating the consolidation proceedings consolidating Rotan Independent School District and Cross Roads Common School District No. 29, of Fisher county and Hackberry Common School District No. 30 of Fisher county and a portion of Avelon Common School District No. 3 of Fisher county, including petitions, orders notices, elections, orders declaring result of elections, and describing the boundaries of such consolidated district; expressly retaining in force Chapter 77, Local and Special Laws enacted by the Thirty-ninth Legislature at its Regular Session, in 1925, except to recognize that the boundaries have been extended by consolidation proceedings; validating election and election proceedings held on or about August 26, 1926, in such consolidated district, authorizing the issuance of \$15,000 schoolhouse bonds and levying a tax in payment thereof, including the petition, orders, notices, election, and election returns, and authorizing the board of trustees to complete the issuance and sale of such bonds, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 2, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 111, A bill to be entitled "An Act to amend Article 417, Title 7, Chapter 3, of the Code of Criminal Procedure of the State of Texas, so that one indictment may cover all of-



fenses growing out of the same transaction, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 2, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 129, A bill to be entitled "An Act to restore and confer upon the county court of Kerr county the civil and criminal jurisdiction belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this act, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 2, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 58, A bill to be entitled "An Act to amend Article 793 of the Code of Criminal Procedure of Texas for 1925, so as to provide that if a defendant convicted of a misdemeanor and his punishment assessed at a fine and is unable to pay said fine and costs, he may discharge same at the rate of one dollar per day, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 2, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 119, A bill to be entitled "An Act to amend Section 3 of Chapter 16 of the General Laws passed by the Thirty-ninth Legislature, First Called Session, being Senate bill No. 287, and providing that road districts may be created and road bonds thereof issued in counties having outstanding

road bonds, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 2, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 117, A bill to be entitled "An Act to amend Article 2355 of the Revised Civil Statutes of the State of Texas, as adopted in 1925, so as to provide for filling vacancies in the office of county superintendent of public instruction, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 122, A bill to be entitled "An Act to amend Articles 6162, 6163, 6164 and 6165, of Title 107, Revised Texas Civil Statutes of 1925, defining and regulating loan brokers; providing punishment for the violation of this law; requiring loan brokers to file affidavits in the county clerk's office, giving name of owner and agents of said business; requiring loan brokers to execute a good and sufficient bond in the sum of one thousand dollars, payable to the county judge and his successors in office, conditioned that any person who may be injured or damaged for usury charged by such loan broker may sue and recover therefor; providing a reasonable attorney's fee may be allowed upon recovery of a judgment against such loan broker by the court not to exceed fifty dollars; providing sale or assignment of wages or any lien upon household and kitchen furniture made by married men to such loan broker shall be joined by the wife and duly acknowledged, as in the case of deeds; providing that if any part of this act should be declared unconstitutional it shall not affect any other part of the same; repealing all of Articles 1127, 1128, 1129, Title 14, Chapter 12, of the Revised Criminal Code of 1925, and all other laws in conflict herewith, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 79, A bill to be entitled "An Act to amend Article 1728 of the Revised Civil Statutes of Texas as amended by the Senate bill No. 7, at the Regular Session of the Fortieth Legislature, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 91, A bill to be entitled "An Act to authorize the formation of defined road districts comprising two or more counties; authorizing said districts by a two-thirds vote of the voters in each county to issue bonds or pledge the credit to levy taxes for the construction, maintenance and operation of macadamized, graveled or paved roads or in aid thereof; providing the method of calling such election; providing for hearings upon the proposition to create such districts; providing the method for organizing such districts; providing the manner in which the roads of such districts may be laid out; providing and determining the form of administration of such districts; providing for the letting of contracts; prescribing the details of administrative control in the operation of the districts, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 123, A bill to be entitled "An Act to amend Article 1645 of the Revised Civil Statutes of Texas, by providing for a minimum salary to be paid

county auditors in counties with a population not less than 35,000 nor more than 37,000 inhabitants, and creating an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 24, A bill to be entitled "An Act amending Article 6704 of the Revised Civil Statutes of the State of Texas as amended by Chapter 178 of the General and Special Laws of the Regular Session of the Fortieth Legislature so as to better define first class roads which shall be classified by the commissioners courts of the various counties; making provision for detour roads to be provided by commissioners courts when counties are working on public roads, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 140, A bill to be entitled "An Act to confer authority upon the commissioners court of any organized county that does not have a county board of trustees to appoint a county board of trustees to serve until the next election of school trustees, as provided for by law; defining the powers of county boards of trustees, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 40, A bill to be entitled "An Act making appropriations to cover deficiencies heretofore made for the support of the Judiciary Depart-

ment of the State government for the fiscal year ending August 31, 1927, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 2, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 90, A bill to be entitled "An Act to create a special and more efficient road system for Collin county, in the State of Texas, and making county commissioners ex-officio road commissioners, and prescribing their powers and duties as such, and providing for their compensation as such road commissioners; and providing for the condemnation of lands and other property by said county for the purpose of laying out and establishing roads and for straightening, widening or draining any established road, and for the condemnation for any timber, earth or other material for the construction and maintenance of public roads, and to provide for compensation of the material used; and providing for the working of county convicts on the public roads and county farm and the purchase of supplies for such convicts, and the rewards for the capture of escaped convicts, and for the commutation of sentences for faithful service and good behavior, and providing the powers and duties and liabilities of road overseers, and to provide for the summoning of road hands and teams for road work and for the allowance of time for services of hands and teams on public roads, and fixing the penalty for violation of same, and relieving them from the performance of such work by the payment of three (\$3) dollars, and providing that delinquent poll tax-payers shall be liable for extra road duty of three days, and providing for the manner of summoning and working of all persons liable for road duty on the public roads who have not paid such road tax or such poll tax, and permitting substitution and payment of money in lieu of such service, and to provide for the manner of training and maintaining hedges along the public roads and the punishment for the failure to comply with, and for the allowance of extra time for road overseers, and to provide punishment for all who obstruct

any drainway of any public road; and providing further, making this act cumulative of the general laws now in force, and to repeal Chapter 63 of the Acts of the Thirty-seventh Legislature, being a special road law for Collin county, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 124, A bill to be entitled "An Act creating Cameron County Water Control and Improvement District No. 6 of Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 6; providing that the management and control of the said Cameron County Water Control and Improvement District No. 6 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 6 shall be a conservation and reclamation district, and shall be governed by the provisions of Section 59, Article 16 of the Constitution, and by the provisions of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature, at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 6 to Cameron County Water Control and Improvement District No. 6, and converting said water improvement district into a water control and improvement district without impairment of obligations; providing the title to all property and rights in property now owned by Cameron County Water Improvement District No. 6 are vested in Cameron County Water Control and Improvement District No. 6, and that same shall be held and used under the provisions of Section 59, Article 16 of the State Constitution, and of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, as same now exist or may be hereafter amended; providing



that the said water control and improvement district shall assume and discharge all legal obligations, contracts and indebtedness legally created by Cameron County Water Improvement District No. 6; validating the bonds heretofore issued and sold by said Cameron County Water Improvement District No. 6; providing that it shall not be necessary for an election to confirm the organization of the district created by this act; providing that proof of publication of constitutional notice required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 61, A bill to be entitled "An Act authorizing the sale of real estate belonging to the State Prison System and the making of oil and mineral leases thereon, and prescribing regulations, restrictions and directions relating thereto; authorizing executory contracts for the purchase of and to purchase necessary real estate or other fixed property and appurtenances belonging thereto for use of the prison system, and prescribing regulations, restrictions and directions relating thereto and relating to payment for such property, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 71, A bill to be entitled "An Act amending subdivision 7 of Article 1995 of the Revised Civil Statutes of the State of Texas, 1925, more distinctly specifying venue in cases of fraud and defalcation and in cases where two or more defendants are involved, and providing that suit may be brought in any county where fraud is committed or where defalcation occurs;

and adding a new subdivision 29a, providing that where suit may be lawfully maintained in any county against one defendant it may be also maintained in the same county against all parties who are necessary parties to the suit,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 112, A bill to be entitled "An Act amending Article 4011, Revised Civil Statutes, 1925, so as to permit a railroad to issue a free pass, or free transportation, to any minister of religion without being required to issue like free pass or free transportation to every other minister of religion in the State making application therefor, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 3, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 143, A bill to be entitled "An Act amending Chapter 42, Local and Special Laws, Regular Session of the Thirty-seventh Legislature of the State of Texas, entitled 'An Act to create a more efficient and better road system for Brazos county, Texas,' etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 65, A bill to be entitled "An Act requiring every person, firm, co-partnership, association or corporation doing business in this State, which are subject to occupation, gross receipts or other taxes upon sales or gross receipts, to keep complete, permanent and detailed records of all business transacted in Texas, said records to be kept



at the principal place of business in Texas; providing that the Attorney General of Texas or the State Comptroller, or the duly authorized representative of either, may make examination of all such books and records; defining the offense of failing to keep such records, and also failing or refusing to produce the same for examination, and fixing the penalty; providing for the producing of such records in court, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 127, A bill to be entitled "An Act amending Article 545, Revised Criminal Statutes, 1925,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 76, A bill to be entitled "An Act authorizing the employment of a skilled appraiser for each county to which an unorganized county is attached for judicial purposes to appraise property in such unorganized counties; making appropriation therefor; prescribing the duties of the appraiser; imposing additional duties upon the commissioners courts, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 60, A bill to be entitled "An Act changing the wording of Article 2007 of the Revised Civil Statutes of 1925, as passed by the Regular Session of the Thirty-ninth Legislature of the State of Texas, so that said Article 2007 shall read as follows: 'A plea of privilege to be sued in the county of

one's residence shall be sufficient, if it be in writing and sworn to, and shall state that the party claiming such privilege was not, at the institution of such suit, nor at the time of the service of process thereon, nor at the time of filing such plea, a resident of the county in which such suit was instituted, and shall state the county of his residence at the time of such plea, and that "no exception" to exclusive venue in the county of one's residence provided by law exists in said cause; and upon the filing of such plea the clerk or the court shall immediately issue notice to the plaintiff or his attorney of record, which notice shall state that such plea of privilege has been filed and such notice shall be served by any sheriff or constable of the county upon the plaintiff or the attorney of record of the plaintiff; and if such notice has been served, such plea of privilege shall be prima facie proof of the defendant's right to change of venue; provided, if the plaintiff desires to controvert the plea of privilege, he shall within five days after appearance day file a controverting plea under oath, setting out specifically the fact or facts relied upon to confer venue of such cause on the court where the cause is pending,' and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 121, A bill to be entitled "An Act to amend Article 432, Chapter 6, of the Revised Civil Statutes of Texas of 1925, relating to reserved deposits in savings departments of State banks, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 102, A bill to be entitled "An Act to authorize a fifty-year lease to be issued to the town of Aransas Pass in Aransas and San Patricio counties, Ransom Island and its sand flats

extension to the northeast and its sand flats extension to the southwest in Red Fish Bay situated in Nueces county, and that shallow portion of said bay between said island and its extension and the mainland; authorizing the said town to improve or have said area improved for public park purposes and to police said area, reserving to the State all minerals, and the right to sell any and all shell; providing for forfeiture for failure to maintain and keep said area open to the public, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 141, A bill to be entitled "An Act to amend Chapter 270, Section 14, of the Acts of the Regular Session of the Fortieth Legislature, so as to provide for the enforcement of the act by assessing and collecting a penalty instead of making the failure to obey the law a misdemeanor, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 52, A bill to be entitled "An Act authorizing the creation of junior college districts for the purpose of establishing, maintaining, operating and supporting junior colleges; providing the conditions upon which and the method by which such districts may be created; providing for board of junior college trustees; authorizing the levy, assessment and collection of taxes for the support and maintenance of junior colleges within such districts and the issuance of bonds by such districts; recognizing and validating the acts of cities or independent school districts heretofore had looking to the establishment and organization of junior colleges, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 84, A bill to be entitled "An Act amending Article 725, Revised Civil Statutes of 1925, authorizing the issuance of refunding bonds bearing the same or a lower rate of interest, in lieu of any valid outstanding bonds which have been issued under authority of Title 22 or Title 71, Revised Civil Statutes of 1925, or provisions of law which have been amended or superseded thereby, and adding Article 725b, validating all refunding bonds that have heretofore been issued and approved by the Attorney General for the purpose of refunding valid outstanding bonds of any of the counties of Texas, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 136, A bill to be entitled "An Act to amend Chapter 270 of the General Laws of the Regular Session of the Fortieth Legislature of Texas by adding thereto Sections 4a, 4b and 4c so as to provide that the Railroad Commission of Texas shall have supervision over, and power to regulate the public service rendered by and the payments and charges of motor bus companies or others operating depots, termini, waiting rooms, etc., appurtenant to or in connection with any motor bus service, including authority to require establishment and maintenance of union depot facilities and apportionment of costs, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 80, A bill to be entitled "An Act to amend Article 779, Revised Civil Statutes of the State of Texas, au-

thorizing commissioners courts to invest sinking funds accumulated for the redemption and payment of bonds issued by such county, political subdivision or defined district thereof, and prescribing the securities in which such funds may be invested,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 144, A bill to be entitled "An Act amending Article 941 of the Penal Code of the State of Texas of 1925, so as to regulate and enact provisions in reference to the taking and catching of fish in certain waters; adding a new article to be numbered 941aa, prescribing method of closing by proclamations of the commissioner; prescribing penalties for violations of the act; providing that this act shall supersede any conflicting provisions in the Revised Civil Statutes or any other law of this State conflicting with this act, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 21, A bill to be entitled "An Act to provide authority to the State Highway Commission to select and maintain temporary detour roads through counties where construction of designated parts of the State highway system is being carried on, and setting forth the duties of the Commission and of the counties therewith, and providing authority to county commissioners courts to select and maintain temporary detour roads in the county where construction of any public road is being carried on, not part of the State system of designated highways, and setting forth the duties of the commissioners court therewith,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

## REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 103, "An Act amending Articles 1595 and 1600 of the Revised Civil Statutes of 1925, so as to permit in counties having a population of not less than 1300 nor more than 1400 according to the last United States census, the removal, by a majority vote, of the county seat from any point in the county located more than five miles from the geographical center of the county to another point more than five miles from said geographical center of the county; enacting the necessary provisions in amending said articles necessary and incidental to said subject and purpose, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

DANIEL, Vice-Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 5, Relating to proposed constitutional amendments,

Have carefully compared same and find it correctly enrolled.

DANIEL, Vice-Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 107, "An Act fixing compensation of county tax assessors in counties containing a city with a population of over 125,000 according to the last United States census, where the county assessor of taxes compiles and makes a transfer book or card index compiled from the real estate transfers recorded in the county clerk's office showing the names transferred to, last owner assessed to, volume and page, description of property, assessed valuation and the consideration in the transfer; keeps a building permit record or card index of all building permits issued showing name of owner, date of permit,



description of property on which building is located, description of the improvement, the permit valuation and the final valuation of the building inspector; keeps a record of the builders' liens recorded in the county clerk's office; and also keeps a card index file of all automobiles, busses, and trucks, licensed and owned on January 1st of each year, showing owner of auto, owner's address, State highway license number, make and year model of auto, all of said information for the facilitating of the work in said assessor's office and for the more correctly assessing such classes of property and for the purpose of keeping a close check on same; the commissioners court shall allow said assessor who compiles and uses such records extra compensation, not exceeding three thousand dollars annually, beginning with the fiscal year 1927, to be paid in twelve monthly payments, same to be retained by said assessor as ex-officio salary exclusive of the maximum salary allowed by law, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 101, "An act to amend Chapter 193 of the General Laws of the Regular Session of the Fortieth Legislature to permit the using of seines for the purpose of catching minnows for bait in the public fresh waters of Marion, Harrison, Smith and Rusk counties, State of Texas, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 115, "An Act relating to the duties of the county board of education of counties with an area of more than eleven hundred square miles and a population of not less than 40,000 and not more than 100,000, according to the 1920 Federal census; authorizing the appointment of the county superintend-

ent of public instruction, and his assistants; providing supervision, authorizing the nomination of teachers by the county superintendent subject to confirmation by local trustees, authorizing the purchase of supplies by the district trustees, subject to the confirmation of the county superintendent, providing for an equalization fund, repealing all laws or parts of laws, general or special, in conflict herewith, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 123, "An Act to amend Article 1645 of the Revised Civil Statutes of Texas, by providing for a minimum salary to be paid county auditors in counties with a population not less than 35,000 nor more than 37,500 inhabitants, and creating an emergency,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 125, "An Act creating Cameron County Water Control and Improvement District No. 7 of Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 7; providing that the management and control of the said Cameron County Water Control and Improvement District No. 7 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 7 shall be a conservation and reclamation district, and shall be governed by the provisions of Section 59, Article 16, of the Constitution, and by the provisions of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature, at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein



otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 7 to Cameron County Water Control and Improvement District No. 7, and converting said water improvement district into a water control and improvement district without impairment of obligations; providing the title to all property and rights in property now owned by Cameron County Water Improvement District No. 7 are vested in Cameron County Water Control and Improvement District No. 7, and that same shall be held and used under the provisions of Section 59, Article 16, of the State Constitution, and of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, as same now exist or may be hereafter amended; providing that the said water control and improvement district shall assume and discharge all legal obligations, contracts and indebtedness legally created by Cameron County Water Improvement District No. 7; providing that it shall not be necessary for an election to confirm the organization of the district created by this act; providing that proof of publication of constitutional notice required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,

Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 126, "An Act creating Cameron County Water Control and Improvement District No. 5 of Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 5; providing that the management and control of the said Cameron County Water Control and Improvement District No. 5 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 5 shall be a conservation and reclamation district, and shall be governed by the provisions of Section 59, Article 16, of the Constitu-

tion, and by the provisions of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 5 to Cameron County Water Control and Improvement District No. 5, and converting said water improvement district into a water control and improvement district without impairment of obligations; providing the title to all property and rights in property now owned by Cameron County Water Improvement District No. 5 are vested in Cameron County Water Control and Improvement District No. 5, and that same shall be held and used under the provisions of Section 59, Article 16, of the State Constitution, and of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature at its Regular Session in 1925, as same now exist or may be hereafter amended; providing that the said water control and improvement district shall assume and discharge all legal obligations, contracts and indebtedness legally created by Cameron County Water Improvement District No. 5; validating the bonds heretofore issued and sold by said Cameron County Water Improvement District No. 5; providing that it shall not be necessary for an election to confirm the organization of the district created by this act; providing that proof of publication of constitutional notice required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,

Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 131, "An Act creating and establishing the Harris County Houston Ship Channel Navigation District of Harris county, Texas, under Article 3, Section 52, of the Constitution of the

State of Texas, for the purpose of development of deep water navigation, the improvement of rivers, bays, creeks, streams or canals within or adjacent to such district, with the power and authority to acquire, purchase, take over, construct, maintain, operate, develop and regulate wharves, docks, warehouses, grain elevators, bunkering facilities, belt railroads, floating plants, lighterage, lands, towing facilities and all other facilities or aids incident to or necessary to the operation or development of ports or waterways within the district and extending to the Gulf of Mexico, provided in Chapter 9, Revised Statutes, 1925; describing said district by metes and bounds; ratifying and validating all orders, notices, elections and proceedings of the commissioners court, navigation board and navigation commissioners and other officers of Harris county and of the Harris County Houston Ship Channel Navigation District of Harris county, Texas; ratifying and validating the original petition for the establishment of said district and all subsequent orders, notices, hearings, etc., had thereon; and ratifying and validating all notices of election, the election returns thereof and all orders with respect to the issuance of bonds, the levying of taxes to create sinking funds to retire all of the bonds of said district and to pay the interest thereon; ratifying and confirming the petition, election and results thereof upon the adoption of the special powers for port facilities conferred by subdivision 2, Chapter 9, Revised Statutes, 1925, and all orders made pursuant thereto by the navigation board and the commissioners court; ratifying, confirming and validating the petition, order of election, notices, election returns, canvass by the court of the vote cast at said election, order authorizing the issuance of bonds, and the bonds in the sum of one million five hundred thousand (\$1,500,000) dollars, voted at an election held in said district on December 4, 1926, authorizing the commissioners court and county officers to levy, assess and collect taxes sufficient to pay interest on such bonds and the principal thereof as they mature; authorizing the navigation commissioners to sell said bonds, the Attorney General to register the same," etc.,

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 133, "An Act to repeal Chapter 612 of the Special Laws of the State of Texas, passed by the Thirty-ninth Legislature, at its First Called Session, which created the Honey Grove Independent School District, in Fannin county, defined its boundaries, etc., and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,  
Austin, Texas, June 4, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 124, "An Act creating Cameron County Water Control and Improvement District No. 6 of Cameron county, Texas; defining its boundaries, and which district embraces the same territory included within Cameron County Water Improvement District No. 6; providing that the management and control of the said Cameron County Water Control and Improvement District No. 6 shall be by a board of five directors; providing that the said Cameron County Water Control and Improvement District No. 6 shall be a conservation and reclamation district, and shall be governed by the provisions of Section 59, Article 16 of the Constitution, and by the provisions of Chapter 25 of the General Laws passed by the Thirty-ninth Legislature, at its Regular Session in 1925, relating to water control and improvement districts governed by said Section 59, Article 16, of the Constitution, except as herein otherwise provided; changing the name of such district from Cameron County Water Improvement District No. 6 to Cameron County Water Control and Improvement District No. 6," etc.,

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.